

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 31, 1980
9:00 A.M.

Council Chambers
301 West Second Street

The meeting was called to order with Mayor McClellan presiding.

Roll Call:

Present: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Councilmember Trevino

Absent: Mayor Pro Tem Mullen, Councilmember Snell

ALCOHOLISM AWARENESS WEEK

A proclamation designating the week of February 1-7 as Alcoholism Awareness Week was read by Mayor McClellan and presented to Major Bob Hall, Ms. Garland Shearer; Dan Love; Jim Hughey, Executive Director of Austin Council on Alcoholism; and G. E. Jenkins. Mr. Love thanked the Mayor and Council for the proclamation.

AUSTIN THEATRES WEEK

Ms. Libby Winters was in the Council Chamber to receive a proclamation with her thanks and appreciation, which designated the week of February 3-10, 1980 as Austin Theatres Week.

BRAZILIAN CULTURE WEEK

Brazilian party kits were presented to the Mayor and Councilmembers by Michael Quinn, Chairman, Brazilian Culture Week, who was in the Council Chamber to receive a proclamation, read by Mayor McClellan, designating the week of February 3-9, 1980 as Brazilian Culture Week. Mr. Quinn thanked the Mayor and Council for the proclamation.

NATIONAL DENTAL HEALTH WEEK

Tooth Dragon (Dr. Bill Thompson); and Tooth Sleuth (Dr. Dan Robicheaux) were in the Council Chamber to make people aware of National Dental Health Week. It will be observed February 2-9, 1980 according to a proclamation read by Mayor McClellan. The Tooth Sleuth thanked her for the proclamation and the Tooth Dragon roared.

HERO OF THE MONTH - GARY WELLS

Gary Wells, an employee of the City of Austin, who had just finished taking a course in CPR (Cardo-pulmonary resuscitation) was responsible for saving the life of his friend Doug Shares. Mr. Wells discovered he had no pulse rate, and revived him with CPR skills. Mr. Shares is now recovering in a local hospital. Mayor McClellan awarded a Certificate of Recognition to Mr. Wells, as well as a T-shirt. Councilmember Himmelblau commented that this proves that the CPR training program really works. Mr. Wells thanked the Mayor and Council for the citation and said that without the CPR program and his training in it, his friend would now be a statistic.

APPROVAL OF MINUTES POSTPONED

Mayor McClellan announced that approval of Minutes for January 17, 1980; January 24, 1980 and Special Meetings of January 4, 1980 and January 9, 1980 would be held for one week because Councilmembers had not had time to read them.

BOARD AND COMMISSION APPOINTMENTS

Mayor McClellan announced the following appointments will be made to Boards and Commissions on February 7, 1980:

Board of Adjustment - 3 regular and 2 alternative
Electric Utility Commission - 3
EMS Quality Assurance Team - 3 physicians, 1 nurse, 1 consumer
Energy Conservation Commission - 1
On-Going of Goals Assembly Committee - 1
Heating, Air-Conditioning and Refrigeration Appeals Board - 1
Human Relations Commission - 8
Library Commission - 8
Manpower Advisory Planning Council - 11
Medical Assistance Program Advisory Board - 1
Police Retirement Board - 3
Urban Run-off Committee

LEASE AGREEMENT

Councilmember Himmelblau moved that the Council adopt a resolution to authorize execution of a Lease Agreement to lease space from the Dry Doc Building Corporation for the Health Department. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

LAND ACQUISITION FOR C.D.D.

Councilmember Himmelblau moved that the Council adopt a resolution to acquire certain land for the Community Development District (C.D.D.) #12 Project:

19,614 square feet of land out of the Santiago Del Valle Grant (Lois Thrasher, et al)

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

EMINENT DOMAIN PROCEEDINGS

Councilmember Himmelblau moved that the Council adopt a resolution to authorize eminent domain proceedings to acquire the following tract of land for the widening and improvements of Kasper Street and Clubview Avenue in C.D.D. Project #12:

6,320 square feet of land out of the Santiago Del Valle Grant.
(Clubview and Kasper). (Hugh D. Reich Jr., et ux, owners)

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to authorize eminent domain proceedings to acquire the following tract of land for the widening and improvements of Kasper Street and Clubview Avenue in C.D.D. Project #12:

2,500 square feet of land out of the Santiago Del Valle Grant.
(Kasper Street) (W. E. Kasperek, et ux, owners.)

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

EASEMENT RELEASE

Councilmember Himmelblau moved that the Council adopt a resolution to authorize release of the following easement:

A portion of a Public Utility and Drainage Easement retained upon the vacation of Wade Avenue, adjacent to Lot 3, Timberwood Sub-division, 3410 Timberwood Circle. (Requested by Janet Allison Christie, owner)

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

PAYMENT AUTHORIZED

Councilmember Himmelblau moved that the Council adopt a resolution authorizing payment to the following:

COTTON TEXAS, LIMITED
(CAPITAL IMPROVEMENTS PROGRAM)

- The cost difference for installation of a 12"/8" wastewater main in the Great Hills Section VIII and Great Hills Commercial One - \$14,080.72
C.I.P. No. 75/23-04

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

CONTRACTS APPROVED

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

H & H CONCRETE CONSTRUCTION
COMPANY
9909 FM 969
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -
Construction of the Upper Shoal Creek
Wastewater Interceptor, Phase I,
Hilwin Circle to Northland Drive -
\$2,005,440.00 CIP No. 72/23-16

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau, Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

OLMOS CONSTRUCTION COMPANY
P. O. Box 13172
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -
Street Improvements Vargas Road HCD -
from Riverside Drive to Felix Street -
\$469,376.95 CIP No. 76/62-15

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

UARCO, INC.
3409 Executive Center Drive
Austin, Texas

- Account Receivable Statements,
Brackenridge Hospital
Item 1 - \$18,373.50

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contracts:

Bid Award:

- Tires & Tubes, Vehicle and Equipment
Services Department
Twelve Months Supply Agreement

B. G. GOODRICH
116 Congress Avenue
Austin, Texas

- Items 1-31, 32-35, 91-109, 172-177 -
\$108,999.14

YOUNGBLOOD GENERAL TIRE
506 North Lamar Boulevard
Austin, Texas

- Items 42-86, 87-90, 110-112, 120-125,
178-183, 184-199 - \$103,953.16

GOODYEAR SERVICE STORES
101 Congress Avenue
Austin, Texas

- Items 113-119, 200-205, 126-171,
206-234 - \$28,348.96

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

STANLEY SMITH SECURITY, INC.	- Armored Car Service, Utility
4914 Burnet Road	Customer Service
Austin, Texas	Twelve (12) Months Contract
	Total Annual Cost \$6,912.00

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

STANLEY SMITH SECURITY, INC.	- Armored Car Service, Parks and
4914 Burnet Road	Recreation Department
Austin, Texas	Twelve (12) Months Contract
	Total Annual Cost \$10,980.00

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contracts:

Bid Award:	- Small Tools and Miscellaneous Items, Central Stores
	Six Months Supply Agreements
	Bid Items Nos. 1 through 510
	awarded by line item to appropriate suppliers based on 1st, 2nd and 3rd low bidder, etc. - \$70,000.00

ALAMO IRON WORKS
Montana and Hoefgen
San Antonio, Texas

BRIGGS-WEAVER, INC.
7740 Ed Bluestein Boulevard
Austin, Texas

GRAYBAR ELECTRIC COMPANY, INC.
7434 North Lamar Boulevard
Austin, Texas

PPG INDUSTRIES, INC.
624 North Lamar
Austin, Texas

REX SUPPLY
3101 Longhorn Boulevard
Austin, Texas

W. H. RICHARDSON
3708 Woodbury
Austin, Texas

WALTER TIPS COMPANY
200 Colorado
Austin, Texas

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contracts:

Bid Award:	- Continuous Stock Paper, Data Systems
DATA DOCUMENTS 4265 Gate Crest San Antonio, Texas	- Items 2 through 7 - \$75,064.71
MOORE BUSINESS FORMS 8301 Balcones Austin, Texas	- Items 8 through 11 - \$5,912.87

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

SIEMANS-ALLIS, INC. 10333 N. W. Freeway Houston, Texas	- CAPITAL IMPROVEMENTS PROGRAM Motor Control Center for Holly Street Power Plant, Electric Utility Department Item 1, 1 lot - \$37,936.00 C.I.P. No. 79/12-01
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The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

<p>HOLT MACHINERY COMPANY Holt Avenue San Antonio, Texas</p>	<p>- CAPITAL IMPROVEMENTS PROGRAM - Emergency Generator System for Holly Street Power Plant, Electric Utility Department. Item 1, 1 ea. - \$139,100.00 C.I.P. No. 79/12-01</p>
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The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

CAPITAL IMPROVEMENTS PROGRAM

Councilmember Himmelblau moved that the Council adopt a resolution to approve a Change Order in the amount of \$25,192.08 to Gould-Brown-Bovari, for current transformers to be used in gas circuit breaker system installed at Lytton Springs and Holman Substations. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

PROFESSIONAL SERVICE CONTRACT

Councilmember Himmelblau moved that the Council adopt a resolution to renew the Professional Service Contract with W. J. Murray, Jr., (relating to the supply of natural gas) for a twelve month period at a cost of \$10,000.00. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

COMMUNICATIONS EQUIPMENT FOR CAPCO

Councilmember Himmelblau moved that the Council adopt a resolution to enter into a contractual agreement with the Capital Area Planning Council (CAPCO) for the purchase of communications equipment in the amount of \$12,000.00 (\$6,000 local funds, \$6,000 federal funds). The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

AGENDA ITEMS PULLED

Councilmember Himmelblau moved that the Council pull off the agenda consideration of authorization of a contract between the City of Austin and the Stokes Cable Company pertaining to the rental of Electric Department poles. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council pull off the agenda until there is a full Council present the consideration of the repeal of the September 22, 1977 resolution relating to the policies and procedures on City Manager evaluations. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

INSURANCE COSTS PAID

Councilmember Himmelblau moved that the Council adopt a resolution approving payment to the Austin Association of Insurance Agents for insurance costs on Electric Utility Power Plants (\$120,585.00) and City buildings (\$106,119.00). The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

PUBLIC HEARINGS SET

Councilmember Himmelblau moved that the Council set a public hearing on an appeal from Mr. Rafael Quintanilla, representing Mr. Harold C. Chapman, on the decision of the Board of Adjustment denying his application for a variance from the City of Austin Sign Ordinance (Case No. C16-79-001) for February 28, 1980 at 2:00 p.m. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau moved that the Council adopt a resolution to set a public hearing on February 14, 1980 at 11:00 A.M. to consider annexing the following:

- a. 2.35 acres of land requested by the owner and known as Westcreek, Phase Two, Section 1. (C7a-79-020)
- b. 245.64 acres of land (55.74 acres requested by owner and known as Cliff Over Lake Austin and Lake Austin Trails, and 189.90 acres initiated by the City). (C7a-79-021)
- c. 108.71 acres of land (53.63 acres requested by owner and known as McNeil Road Commercial Section 1 and 2, and 55.08 acres initiated by the City.) (C7a-79-022)
- d. 316.14 acres of land (221.10 acres requested by owner and known as Great Hills IX, X, VIII-A and Great Hills Street Dedication "C" and 95.04 acres initiated by the City). (C7a-79-024)

The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Himmelblau asked for a staff report on any approach mains involved in the annexations.

CONTRACT APPROVED

Council had before it for approval a contract with Burnup & Sims of Texas, Inc., for electric utility transmission and distribution construction, alterations and line clearing work estimated at \$2,454,887.00.

Mr. R. L. Hancock, Director of Electric Utility, stated this is for routine distribution activities, and construction activities in the system. Those routine construction activities are handled in two ways. One is under a competitive bidding project basis and the other is on this type contract which is termed a continuing type contract which addresses those projects which have to be initiated quickly for which we do not have enough lead time for project type bidding and emergency projects for which there is absolutely no lead time at all. We have done this activity on this basis for many years now and it has proven to be very effective. The last bidding on this type contract was in 1977. At that time we had three bidders and of that group Burnup & Sims was the low bidder. That contract provided for a two-year term and had an option for one year extension. Subsequently the Council approved that one-year extension and it is now time to re-bid that type activity. The bid package is put together in three sections. One is overhead work, one section is underground work and the third section is all of those. Prospective bidders may bid on any or all of those three approaches. The bidding was advertised in the Statesman. We prepared specifications, we had four prospective bidders pick up specs. We had a pre-bid conference to clarify any questions that any of the bidders might have about specifications. We had the same four parties present at the pre-bid conference and subsequent to that we opened the competitive bids and at that time we only had one bidder. Mr. Hancock presumed the rest of the interested prospective bidders thought everything is too indefinite economically to financially consider this. He said one of the risks of a contract like this is that the Electric Department indicates quantities, making it very clear that those quantities will depend on the work activity in the system and it might be half that or it may be half again that. They simply indicate the previous year's work experience in that area.

Councilmember Himmelblau said she would like the crews who do the work to be monitored better. Mayor McClellan agreed.

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

BURNUP & SIMS OF TEXAS, INC.	- Electric Utility Transmission and
2716 East Fifth Street	Distribution Construction, Alterations
Austin, Texas	and Line Clearing Work -
	Estimated \$2,454,887.00

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Cooke, Goodman, Himmelblau, Trevino, Mayor
McClellan

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Trevino

CAPITAL IMPROVEMENTS

Mayor McClellan introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN; APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK; AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS; DIRECTING THE PREPARATION OF ESTIMATES; INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS; DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN; PROVIDING FOR THE LEVY BY THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS; STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS; DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS; AND DECLARING AN EMERGENCY. (Spicewood Springs Road, Phase I-B and Spicewood Lane)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

GRAYWOOD COVE

Mayor McClellan introduced the following ordinance:

AN ORDINANCE CHANGING THE NAME OF A STREET FROM GAYWOOD COVE TO GRAYWOOD COVE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

AGENDA ITEM PULLED

Councilmember Trevino moved that the Council pull for one week consideration of amending Chapter 45 of the Austin City Code to provide limited (non-fixed wing aircraft) landing fields pursuant to special permit. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

SEPTIC TANK PERMITS AND INSPECTION FEE INCREASED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 29-49(c)(1) OF CHAPTER 29 AND SECTION 13-15 OF CHAPTER 13 OF THE 1967 CODE OF THE CITY OF AUSTIN; PROVIDING FOR INCREASES IN CERTAIN FEES FOR HEALTH PERMITS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

SOUND AMPLIFICATION ORDINANCE AMENDED

Mayor McClellan brought up the following ordinance for its second and third readings:

AN ORDINANCE AMENDING SECTIONS 23-13 AND 23-14 OF THE AUSTIN CITY CODE OF 1967 BY REQUIRING A PERMIT FOR THE USE OF AMPLIFIED SOUND; PROVIDING THAT SUCH PERMITS SHALL NOT BE ISSUED FOR THE USE OF SOUND DEVICES WITHIN THREE HUNDRED (300) FEET OF A SCHOOL, CHURCH OR HOSPITAL WITHOUT THE WRITTEN PERMISSION OF THE SCHOOL, CHURCH OR HOSPITAL; PROVIDING THAT SUCH PERMITS SHALL ONLY BE ISSUED CONDITIONED UPON TIME LIMITATIONS FOR THE USE OF SUCH AMPLIFIED SOUND; PROVIDING FOR FEES FOR SUCH PERMITS; PROVIDING THAT SUCH PERMITS SHALL BE VALID FOR THIRTY (30) DAYS; PROVIDING THAT A SEPARATE PERMIT AND FEE IS NOT REQUIRED FOR EACH SOUND AMPLIFICATION DEVICE; PROVIDING CERTAIN EXCEPTIONS TO THIS PERMIT REQUIREMENT; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was read the second time and Councilmember Trevino moved that the Council waive the requirement for third reading, and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

PAVING ASSESSMENTS

Mayor McClellan brought up the following ordinance for its second reading:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED; FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF; PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND THE RECEIPT FOR PAYMENT OF AND RELEASE OF LIEN ON THE SAME; DECLARING AN EMERGENCY; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (South First Street)

The ordinance was read the second time, and Councilmember Trevino moved that it be passed to its third reading. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Cooke

Noes: None

Abstain: Mayor McClellan

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been passed through second reading only.

ELECTION OFFICIALS

Mayor McClellan brought up the following ordinance for its second and third readings:

AN ORDINANCE APPOINTING ELECTION OFFICIALS TO CONDUCT THE SPECIAL MUNICIPAL ELECTION TO BE HELD FEBRUARY 23, 1980, PROVIDING COMPENSATION FOR THE ELECTION OFFICIALS; DESIGNATING THE UTILIZATION OF AN ELECTRONIC VOTING SYSTEM FOR SAID ELECTION; DESIGNATING A CENTRAL COUNTING STATION FOR SAID ELECTION; ESTABLISHING A DATE FOR A PRE-COUNT TEST OF THE AUTOMATIC TABULATING EQUIPMENT; PROVIDING NOTICE OF SAME; DIRECTING THAT AN INSTRUCTION SCHOOL FOR ELECTION OFFICERS SHALL BE CONDUCTED; PROVIDING NOTICE OF SAME; PROVIDING FOR SUCH OTHER ASPECTS AS ARE INCIDENT AND RELATED TO THE PURPOSE OF THIS ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the second time, and Councilmember Trevino moved that the Council waive the requirement for the third reading, and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

BUDGET AMENDMENT

Mayor McClellan brought up the following ordinance for its second and third readings:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1978-1979 BY ACCEPTING AND APPROPRIATING \$1,237,420.00 FROM THE URBAN MASS TRANSPORTATION ADMINISTRATION FOR THE PURPOSE OF REIMBURSEMENT TO THE CITY OF AUSTIN FOR OPERATING EXPENSES INCURRED BY THE AUSTIN TRANSIT SYSTEM DURING THAT FISCAL YEAR; AUTHORIZING THE CITY MANAGER TO ENTER INTO SUCH CONTRACTS AS MAY BE NECESSARY FOR THE ACCEPTANCE OF THE UMTA MONEY; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the second time, and Councilmember Trevino moved that the Council waive the requirement for third reading, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

SPEED ZONES MODIFIED

Mayor McClellan brought up the following ordinance for its second and third readings:

AN ORDINANCE AMENDING SUBSECTIONS (c), (d) AND (e) OF SECTION 21-42 OF THE AUSTIN CITY CODE OF 1967, MAKING CERTAIN DELETIONS AND ADDITIONS TO SAID SUBSECTIONS, THEREBY DECLARING THE MAXIMUM PRIMA FACIE SPEED LIMITS UPON CERTAIN STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF AUSTIN, PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF THE "UNIFORM ACT REGULATING TRAFFIC ON HIGHWAYS" (VERNON'S ANN. CIV. ST., ART. 6701d); SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (U.S. 183)

January 31, 1980

The ordinance was read the second time, and Councilmember Trevino moved that the Council waive the requirement for third reading, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Speed zones are as follows:

DELETION

Sub-section d - 50 m.p.h.

<u>ON</u>	<u>FROM</u>	<u>TO</u>
U.S. 183	I. H. 35 (WSR N)	Lamar Boulevard
U.S. 183	730 feet west of Burnet Road	Lamar Boulevard

Sub-section e - 55 m.p.h.

U.S. 183	730 feet west of Burnet Road	North City limits North of RM 620
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ADDITION

Sub-section c - 45 m.p.h.

U.S. 183 (Research Boulevard)	I.H. 35 (ESR N)	725 feet west of Peyton Gin Road
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Sub-section d - 50 m.p.h.

U.S. 183 (Research Blvd.)	725 feet west of Peyton Gin Road	500 feet west of Shoal Creek Boulevard
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Sub-section e - 55 m.p.h.

U.S. 183 (Research Blvd.)	500 feet west of Shoal Creek Boulevard	North City limits North of RM 620
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ZONING ORDINANCES

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 0.053 ACRE TRACT OF LAND, LOCALLY KNOWN AS 7032 WOOD HOLLOW DRIVE, FROM "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT TO "C-1" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (David B. Barrow, Jr. C14-79-206)

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan brought up the following ordinance for its second and third readings:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: A 1.15 ACRE TRACT OF LAND, SAVE AND EXCEPT A 0.331 ACRE TRACT OF LAND, IN TRACT 2 BELOW, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 2: A 0.331 ACRE TRACT OF LAND, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; ALL OF ABOVE PROPERTY BEING LOCALLY KNOWN AS 10400 RESEARCH BOULEVARD; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (N.B.C. Associates, C14-79-195)

The ordinance was read the second time, and Councilmember Trevino moved that the Council waive the requirement for third reading, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

January 31, 1980

~~CITY OF AUSTIN, TEXAS~~

Mayor McClellan brought up the following ordinance for its second reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: A 14.257 ACRE TRACT OF LAND, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 2: AN 1.961 ACRE TRACT OF LAND, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 3: A 0.581 ACRE TRACT OF LAND, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; ALL OF ABOVE PROPERTY BEING LOCALLY KNOWN AS 9425-9721 NORTH LAMAR BOULEVARD AND 501-701 WEST LONGSPUR BOULEVARD (PROPOSED); SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Edward Wendlandt, et al, C14-79-224)

The ordinance was read the second time, and Councilmember Trevino moved that the Council pass it to its third reading. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Abstain: Councilmember Goodman

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been passed through second reading only.

Mayor McClellan brought up the following ordinance for its second and third readings:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 0.54 ACRE TRACT OF LAND, LOCALLY KNOWN AS 5604 SOUTH CONGRESS AVENUE, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Hill's Cafe of Austin, Inc., C14-78-198)

The ordinance was read the second time, and Councilmember Trevino moved that the Council waive the requirement for third reading, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

OPERATING BUDGET AMENDED

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1979-1980 BY ACCEPTING AND APPROPRIATING \$865,491.00 FROM THE UNITED STATES DEPARTMENT OF LABOR, TITLE II-D PSE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT DISCRETIONARY FUND TO PROVIDE FOR THE INITIATION OF NEW PUBLIC SERVICE EMPLOYMENT CONTRACTS; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Himmelblau moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Himmelblau, Trevino, Mayor McClellan,
Councilmembers Cooke, Goodman

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the ordinance had been finally passed.

Before the vote, Councilmember Himmelblau said, "I want to thank Mr. Herrera for providing me with the contract list and I don't know how legal it is, but I would suggest that in the future we desist from authorizing positions for the Austin State Hospital until the City has a better working relationship with that entity." She thanked Mr. Herrera for his information and continued, "We're trying to work with the Commissioner and the State Hospital and have been working with them since October and getting absolutely nowhere. If we are going to lend them assistance I think it should be a two-way street." Mr. Herrera said he would keep her posted on any developments through the City Manager's office.

CDBG

Councilmember Trevino moved that the Council adopt a resolution to approve the Community Development Block Grant "Citizen Participation Plan" and "Citizen Participation Schedule." The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Councilmember Trevino moved that the Council set a public hearing for February 21, 1980 at 8:00 p.m., to obtain citizens' views and proposals regarding community development and housing needs; and set a public hearing for May 8 at 6:00 p.m. to obtain citizens' views on proposed CDBG (Community Development Block Grant) applications. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

CLASS RECOGNIZED

Mayor McClellan recognized the presence of Mr. Moore's government classes in the Council Chamber. Mr. Moore teaches at Reagan High School.

ZONING HEARINGS

Mayor McClellan announced Council would hear zoning cases scheduled for 10:00 A.M. Pursuant to published notice thereof, the following zoning cases were publicly heard:

CITY OF AUSTIN By Planning Department C14-79-278	3417-3545 Duval Road	From Interim "AA" Residence 1st Height and Area To "AA" Residence 1st Height and Area RECOMMENDED by the Planning Commission
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Councilmember Trevino moved that the Council grant "AA" Residence, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Councilmember Snell, Mayor Pro Tem Mullen

The Mayor announced that the change had been granted to "AA" Residence, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

CITY OF AUSTIN By Planning Department C14-79-279	8204-8600 South 1st Street 600-710 and 601-713 Great Britain Boulevard 700-748 and 701-745 Wales Way (continued)	From Interim "AA" Residence 1st Height and Area To "AA" Residence 1st Height and Area
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CITY OF AUSTIN, TEXAS

600-604 and 601-605 Hyde Park Place
700-708 and 701-709 Dulwich Street
8400-8516 and 8401-8517 Romney Road
8400 and 8401 Cornwall Drive

Councilmember Trevino moved that the Council grant "AA" Residence, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

- Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau
- Noes: None
- Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "AA" Residence, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

CITY OF AUSTIN By Planning Department C14-79-280	7500-7624 and 7603-7627 Crystalbrook Drive 5400-5514 and 5401-5517 Burgundy Drive 7502-7600 and 7507-7601 Liray Drive 7600-7608 and 7601-7607 Crystalbrook Cove 7504-7516 and 7503-7515 Tumbleweed Drive 5500 and 5501 San Bar Drive	From Interim "AA" Residence 1st Height and Area To "AA" Residence 1st Height and Area RECOMMENDED by the Planning Commission
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Councilmember Trevino moved that the Council grant "AA" Residence, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

- Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau
- Noes: None
- Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "AA" Residence, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

CITY OF AUSTIN
By Planning
Department
C14-79-281

6000-6505 and 6001-6507
Danwood Drive
6000-6010 and 6001-6017
Salton Drive
6306-6512 and 6307-6513
Harrogate
11300-11406 and 11301-
11407 Bunting Drive
11500 and 11501 Q Ranch Road

From Interim "AA" Residence
1st Height and Area
To "AA" Residence
1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Trevino moved that the Council grant "AA" Residence, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "AA" Residence, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

CITY OF AUSTIN
By Planning
Department
C14-79-283

2810 South 1st Street

From "LR" Local Retail and
"B" Residence
1st Height and Area
To "O" Office (Tract 1) and
"BB" Residence (Tract 2)
1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Trevino moved that the Council grant "O" Office, 1st Height and Area District (Tract 1) and "BB" Residence, 1st Height and Area District (Tract 2), as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "O" Office, 1st Height and Area District (Tract 1) and "BB" Residence, 1st Height and Area District (Tract 2), and the City Attorney was instructed to draw the necessary ordinance to cover.

January 31, 1980

CITY OF AUSTIN, TEXAS

CITY OF AUSTIN
By Planning
Department
C14-79-284

4600-4602 and 4601-4609
and 4613-4615 Laurel
Canyon Drive
4603, 4615, 4602-4604,
4608, 4614 and 4618
Crestway Drive

From "A" Residence
1st Height and Area
To "AA" Residence
1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Trevino moved that the Council grant "AA" Residence, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "AA" Residence, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

LLOYD & ASSOCIATES,
JOHN S. LLOYD,
TRUSTEE
C14-79-286

800-1000 Rutherford
Lane
1000-1114 U.S. 183
8017-8019 IH 35

From "B" Residence and "BB"
Residence
1st Height and Area
To "C" Commercial and "O"
Office
1st and 2nd Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Trevino moved that the Council grant "C" Commercial and "O" Office, 1st and 2nd Height and Area Districts, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "C" Commercial and "O" Office, 1st and 2nd Height and Area Districts, and the City Attorney was instructed to draw the necessary ordinance to cover.

A. SACHS
By Jeff Friedman
C14-79-288

705-707 Chaparral, also
bounded by I.H. 35

From Interim "A" Residence
1st Height and Area
To "A" Residence and
"C" Commercial
1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Trevino moved that the Council grant "A" Residence, 1st Height and Area District, and "C" Commercial, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "A" Residence, 1st Height and Area District, and "C" Commercial, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

NPC REALTY COMPANY
By Robert Davis
C14-79-290

6714 and 1716 Deatonhill
6727 Lancret
6726 Lancret
6724 Lancret
6723 Lancret
6725 Lancret and
6710 Deatonhill
6708 Deatonhill
6706 Deatonhill
6704 Deatonhill
6702 Deatonhill
6700 Deatonhill
6604 Deatonhill
6602 Deatonhill
6600 Deatonhill and
6602 and 6604 Westgate Boulevard
2616 Berkeley Avenue
2618 Berkeley Avenue and
6717 and 6719 Westgate Boulevard
6715 Westgate Boulevard
6713 Westgate Boulevard
6711 Westgate Boulevard
6607 and 6609 Westgate Boulevard
and 2605 Brickford Cove
2603 Brickford Cove
2601 Brickford Cove
2600 Brickford Cove
2602 Brickford Cove
2604 Brickford Cove
6609 and 6611 Westgate Boulevard
1.95 acres tract south of 6700
Block of Blarwood Drive

From Interim "A" Residence
1st Height and Area
To "A" Residence
1st Height and Area
RECOMMENDED by the Planning
Commission

Councilmember Trevino moved that the Council grant "A" Residence, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "A" Residence, 1st Height and Area District, as recommended by the Planning Commission, and the City Attorney was instructed to draw the necessary ordinance to cover.

EDWARD R. RATH- GEBER, JR. C14-79-292	4406-4408 and 4410 Balcones Drive 3417, 3419 Shinoak Drive 3400-3401, 3403, 3405, 3407, 3409, 3411, 3413 and 3417 Ledgestone Drive	From "A" Residence 1st Height and Area To "AA" Residence 1st Height and Area RECOMMENDED by the Planning Commission
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Councilmember Trevino moved that the Council grant "AA" Residence, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "AA" Residence, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

THE HIGHLAND MALL JOINT VENTURE By Tom Curtis C14-79-293	2417 Highland Mall	From "C" Commercial 3rd Height and Area To "C-2" Commercial 3rd Height and Area RECOMMENDED by the Planning Commission
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Councilmember Trevino moved that the Council grant "C-2" Commercial, 3rd Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "C-2" Commercial, 3rd Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

CITY OF AUSTIN
By Planning
Department
C14-79-251

7712-7802, 7713-7803 and 7815-7827 Manassas Drive 2400-2602 and 2401-2605 Roehampton Drive 2600 and 2601 Aylesbury Cove 2600 and 2601 Brisbane Road 7700-8004 and 7701-8005 Seminary Ridge Circle 7700-7906 and 7701-7907 Doncaster Drive 7700-7906 and 7701-7907 Keswick Drive 7700-7906 and 7701-7907 Lowdes Drive 7606-7704 and 7609-7705 Whispering Winds Drive 2500-2600 Davis Lane 3254-3306 Longview Road 7001-7007 Stage Coach Trail 6901-7107 Brodie Lane 6902-7108 and 6901-7111 Stirrup Bend Also bounded by Leo Street, Paisano Trail and William Cannon Drive	From Interim "A" and Interim "AA" Residence 1st Height and Area To "AA" Residence 1st Height and Area (Tracts 1, 2, 3, and 5) RECOMMENDED by the Planning Commission
2300-2308 and 2301-2309 Burly Oak Drive 2010-2306 and 2001-2307 Lear Lane 7602-7704 and 7601-7705 Gaines Mill Lane 2105-2207 Trede Drive 7602-7603 Burly Oak Circle 7500-7506 and 7501-7507 Arboleda Cove 7500-7604 and 7501-7605 Helecho Court 7504-7614 Manchaca Road	From Interim "A" Residence 1st Height and Area To "A" Residence 1st Height and Area (Tract 4) RECOMMENDED by the Planning Commission

Councilmember Trevino moved that the Council grant "AA" Residence, 1st Height and Area District (Tracts 1, 2, 3, and 5), and "A" Residence, 1st Height and Area District (Tract 4), as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "AA" Residence, 1st Height and Area District (Tracts 1, 2, 3, and 5), and "A" Residence, 1st Height and Area District (Tract 4), and the City Attorney was instructed to draw the necessary ordinance to cover.

WILLIAM J. CLARK
By J. Preston
Carlton
C14-79-259

13441-13475 Research
9607-9601 Anderson Mill
Road

From Interim "AA" Residence
1st Height and Area
To "GR" General Retail
1st Height and Area
RECOMMENDED (amended area) by
the Planning Commission

Councilmember Trevino moved that the Council grant "GR" General Retail, 1st Height and Area District (amended area) as recommended by the Planning Commission. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "GR" General Retail, 1st Height and Area District (amended area) and the City Attorney was instructed to draw the necessary ordinance to cover.

HAZEL GOODNIGHT
AND L. S. EVERETT
By William Terry
Bray
C14-79-274

5606-6008 East Ben White
Boulevard

From Interim "A" Residence
1st Height and Area
To "D" Industrial
1st and 2nd Height and Area
RECOMMENDED by the Planning
Commission as amended by the
applicant and subject to a
Planned Development Area, in accord-
ance with staff recommendations.

Councilmember Himmelblau moved that the Council grant "D" Industrial, 1st and 2nd Height and Area Districts, as recommended by the Planning Commission, subject to conditions. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "D" Industrial, 1st and 2nd Height and Area Districts, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

PHILLIP DEMING
By Tom Russo
C14-79-277

2704 Wheless Lane

From "A" Residence
1st Height and Area
To "BB" Residence
1st Height and Area
RECOMMENDED by the Planning
Commission, subject to
(continued)

approval of site plan as volunteered by the applicant, the neighborhood to be notified when the site plan is to be reviewed by the Planning Department.

Councilmember Himmelblau moved that the Council grant "BB" Residence, 1st Height and Area District, subject to conditions, as recommended by the Planning Commission. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "BB" Residence, 1st Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

MESA WOODS
INVESTORS, LTD.
By Phil Mockford
C14-79-287

8127 Mesa Drive

From "LR" Local Retail
1st Height and Area
To "GR" General Retail
1st Height and Area
RECOMMENDED by the Planning
Commission, noting applicant
has volunteered a restrictive covenant
to rollback zoning to "LR" Local Retail
should it be other than a restaurant use.

Councilmember Himmelblau moved that the Council grant "GR" General Retail, 1st Height and Area District, subject to conditions, as recommended by the Planning Commission. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "GR" General Retail, 1st Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

TOWNHOME DEVELOP-
MENT CORPORATION
By Donald Bird
C14-79-285

6600-6700 East Ben White
Boulevard

From Interim "A" Residence
1st Height and Area
To "DL" Light Industrial
1st Height and Area
RECOMMENDED by the Planning
Commission subject to a Planned
Development Area (PDA).

Mr. Lillie reviewed the application by use of slides. He said the zoning would be granted subject to a planned development agreement with a site plan being submitted at the time the "DL" use is proposed. It will be reviewed by the Planning Commission after notice and public hearing. Applicant agrees with Commission's recommendation. Councilmember Himmelblau said, "There will be a time lag between when this is granted and when the PDA is filed. I would like to have a commitment in writing from the applicant that these tracts only be used for mobile home sales, or that the zoning be no greater than "GR" General Retail until the PDA is filed and accepted." Mr. Don Bird said there would be no problem.

Councilmember Himmelblau moved that the Council grant "DL" Light Industrial, 1st Height and Area District, as recommended by the Planning Commission, subject to conditions, and contingent in writing for use of Mobile Home Sales Office or a "GR" General Retail use until PDA is filed. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Himmelblau, Trevino, Mayor McClellan,
Councilmembers Cooke, Goodman

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "DL" Light Industrial, 1st Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

HAN-RAC OF TEXAS,
INC.
By William Boyd
C14-79-291

2302 Western Trails
Boulevard

From "C" Commercial
1st Height and Area
To "C-2" Commercial
1st Height and Area
RECOMMENDED by the Planning
Commission that a restrictive covenant
be filed to rollback the zoning to
"C" Commercial if the use should ever
cease.

Mr. Lillie reviewed the application by use of slides. The request is for a permit to sell beer and wine within the building, which will be a racquet club.

WILLIAM BOYD, applicant, appeared before Council to state the sale of beer and wine on the premises will not degenerate the club. This is a service for members only.

LETA WHITE, Western Trails resident, appeared in opposition. She said the site is one block from Joslin School and felt it would be a bad influence. She also said that if the club is as successful as Mr. Boyd indicated, they do not need "C-2" Commercial zoning as an inducement for customers.

RICHARD WRIGHT appeared to say Han-Rac does not face Western Trails and they could operate with a Ben White address. He said Western Trails has lots of traffic already.

Mr. Boyd returned to say that his 8-court facility will handle only so many cars because only enough people to fill the courts are usually parked in their lot at one time.

Councilmember Himmelblau moved that the Council grant "C-2" Commercial, 1st Height and Area District, as recommended by the Planning Commission, subject to conditions. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the change had been granted to "C-2" Commercial, 1st Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

Zoning Cases Postponed

JOHN G. TREVINO	7300-7400 East Ben White	From Interim "AA" Residence
By Donald Bird	Boulevard	1st Height and Area
C14-79-289		To "C" Commercial and
		"C-2" Commercial
		1st Height and Area
		NOT Recommended
		RECOMMENDED "C" Commercial,
		1st Height and Area

Applicant requested this be heard by a full Council.

Councilmember Trevino moved that the Council postpone the zoning hearing until February 7, 1980 at 9:45 A.m. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the zoning case had been postponed.

THOMAS P. FRANCIS
By John F. Harvey
C14-79-247

2009-2007 Bert Avenue

From Interim "A" Residence
1st Height and Area
To "B" Residence
1st Height and Area
NOT Recommended
RECOMMENDED by the Planning
Commission "BB" Residence, subject to
a density limitation of 18 units per
acre and a ten (10) foot buffer of "A"
Residence next to single-family houses,
tied to a site plan which will show
elevations and no access to Bert Avenue
and Gathright Cove.

Mr. Lillie reviewed the application by use of slides.

NITA SMITH appeared with a petition and stated opposition to apartments being built on the site. She said there is a problem with drainage, apartments will not be compatible to the neighborhood and Porter Junior High is across from the site.

Councilmember Himmelblau pointed out that the site is landlocked and there is no ingress or egress.

After Councilmember Himmelblau's motion, Mayor McClellan said that new notices will be sent at the expense of the applicant. Ms. Smith asked if the developer can meet with the neighborhood, and Mayor McClellan asked Mr. Lillie to request the applicant to share his plans with the neighbors. Councilmember Goodman said he would like to know more about the drainage situation.

MR. LARRY CUNNINGHAM appeared and entered the following request into the record: "I'd like to propose that the draft that was put forth and is being considered by the Planning Commission concerning condominium development in "A" Residence district be considered after, if indeed, a road is cut through, whereby the area and height, coverage, set backs and off-street parking are considered, along with a site plan and a detailed drainage map for the area."

Councilmember Himmelblau moved that the Council postpone the zoning case and refer it back to the Planning Commission to decide ingress and egress. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

The Mayor announced that the case had been postponed and sent back to the Planning Commission.

Zoning Request Denied

DR. BEADIE	1200-1206 Airport	From "A" Residence
EUGENE CONNERS	Boulevard	1st Height and Area
By Bobby R. Taylor	3119 East 13th Street	To "O" Office
C14-79-271	3118-3120 East 12th	1st Height and Area
	Street	NOT Recommended by the
		Planning Commission

Mr. Lillie reviewed the application by use of slides. He said the application is for a doctor's office.

BOBBY TAYLOR, representing the applicant, said Dr. Connors, who lives behind the site wants to erect a medical office. Said there would be plenty of space, etc.

CONNIE HARRISON, former resident of the area, appeared in opposition. She said commercialism of the neighborhood needs to stop in order to keep the neighborhood integrity.

WILLIE B. HARRISON, 3011 East 13th Street, reiterated Ms. Harrison's statements.

Councilmember Himmelblau said she would like to go with "O" Office, but she voted against it in 1973 when she was on the Planning Commission and still thinks it would be bad zoning.

Councilmember Himmelblau moved that the Council uphold the recommendation of the Planning Commission and DENY the zoning change. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the zoning case had been denied.

Zoning Case Sent Back to Planning Commission

ISAAC JONES,	1201 Cometa	From "A" Residence
JR.	4102-4104 East 12th	1st Height and Area
C14-79-272	Street	To "LR" Local Retail
		1st Height and Area
		NOT Recommended by the
		Planning Commission

Mr. Lillie reviewed the application by use of slides.

BOBBY TAYLOR, also representing this applicant, said the same problems exist with this application as with the previous one. (C14-79-271), which Council just denied. Mr. Jones wants to put in an ice cream sandwich shop, which would be considered spot zoning. He said Mr. Jones is willing to go along with any restrictive covenants, and said that if this request cannot be met, they would like their application to go back to the Planning Commission.

Councilmember Himmelblau moved that the Council send the zoning case back to the Planning Commission. The motion, seconded by Councilmember Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Goodman, Himmelblau,
Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

BULL CREEK LATERAL "A" AGREEMENT

Councilmember Trevino moved that the Council adopt a resolution to approve an amendment to the Bull Creek Lateral "A" Agreement. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor
McClellan
Noes: Councilmember Cooke
Absent: Mayor Pro Tem Mullen, Councilmember Snell

CHANGE ORDER

Councilmember Trevino moved that the Council adopt a resolution to approve a Change Order in the amount of \$12,140.00 to J. L. Mayfield Company for Caswell House Restoration. CAPITAL IMPROVEMENTS NO. 76/62-00. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

ETJ ALLOCATION AGREEMENT WITH CEDAR PARK

Council had before it for consideration on the approval of Extraterritorial Jurisdiction (ETJ) Allocation Agreement with Cedar Park, Texas.

Mr. Lillie, Director of Planning, reported: "Last year, Mr. Litton, City Manager of Cedar Park, contacted the department to make some inquiries as to reallocation of extraterritorial jurisdiction boundaries between the two communities. The reason for the interest is that Cedar Park is primarily a septic tank community, receiving water from Cedar Park Water Supply Corporation, but desirous of moving toward a municipal water and wastewater system owned and operated by the community. We asked Mr. Litton if he would proceed to identify the areas he felt could be served by such a system if they were available to Cedar Park. Subsequent to that meeting we began to look at potential boundaries for such an allocation." Mr. Lillie then referred to a map showing areas which would be exchanged, and also to the agreement. (COPY OF AGREEMENT ON FILE IN CITY CLERK'S OFFICE) He concluded his remarks by stating the Planning Commission supports the proposal.

RAY LITTON, Mayor of Cedar Park, appeared before Council to state he felt the exchange would be beneficial and work out for both communities.

Councilmember Himmelblau moved that the Council adopt a resolution to approve Extraterritorial Jurisdiction Allocation Agreement with Cedar Park, Texas. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

PUBLIC HEARING - "1000 MoPac"

Mayor McClellan opened the public hearing scheduled for 11:00 A.M. on File No. C814-79-010, Commercial Planned Unit Development, called "1000 MoPac."

Mr. Lillie reviewed the application, stating it is an office park with two areas set aside for restaurants, 3 for retail and the remainder for offices. Councilmember Goodman asked about the water and sewer service. MR. LARRY PEEL, the developer, said that the sewer also serves Bee Cave Apartments, so there will be no problem.

Councilmember Himmelblau moved that the Council close the public hearing and approve Commercial Planned Unit Development called "1000 MoPac" with conditions as recommended by the Planning Commission. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell

PUBLIC HEARING CANCELLED
NO ACTION NECESSARY

A public hearing was scheduled for 11:15 a.m. on an appeal from W. Thomas Buckley for John C. Rowlett, of the decision of the Building Standards Commission granting a permit to relocate a house from 3706 Ronson to 904 West 30-1/2 Street. The problem had been settled, so no action was necessary.

CONTRACT APPROVED

Council had before it for approval a contract for East 12th Street Sidewalk Improvements. It was recommended that the contract be let to B. G. Boyd Construction Company who had submitted a bid of \$12,420.70. Councilmember Cooke pointed out that a bid received by NBC Flatwork for \$11,247.60 was rejected because the proposal was not signed; therefore, considered incomplete. After some research into this point, while the Council went on with its regular scheduled agenda, the following motion was made later in the day.

Councilmember Trevino moved that the Council waive the minor defect and adopt a resolution to approve the following contract:

NBC FLATWORK
6112 Fairway Drive, Apt. 104
Austin, Texas 78741

- CAPITAL IMPROVEMENTS PROGRAM
East 12th Street Sidewalk
Improvements HCD - \$11,247.60
C.I.P. No. 80/61-04

The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

RECESS

Council recessed its meeting at 11:50 a.m. and resumed its recessed meeting at 2:20 p.m.

PUBLIC HEARING - HISTORIC ZONING CASES

Mayor McClellan opened a public hearing, scheduled for 2:00 p.m., on an ordinance establishing fees for non-owner applicants in Historic Zoning cases.

Mr. Lillie reviewed as follows:

"Attached are two draft ordinance amendments for the City Council to consider after public hearings. The following is an explanation of these two attached ordinances:

1. On October 11, 1979, the City Council instructed the staff to process an amendment to the Zoning Ordinance which would establish a fee when an application for historic zoning is made by a non-owner of the property involved.

The attached draft ordinance would set a fee of \$100.00 for such non-owner applications. This \$100.00 fee is the minimum fee which is charged currently for a regular zoning application of areas consisting of less than 1/4 acre. It is the Planning Department's recommendation that an across-the-board \$100.00 fee be charged for non-owner applicants in historic cases rather than setting increasing fees based on the amount of acreage involved as is done in regular zoning cases. I understand the reason for the Planning Department's recommendation to be that unlike other zoning cases, the value of the lands zoned historic is not enhanced with an increase in acreage.

This admendment has been considered by the Historic Landmark Commission which recommended that no such fee be established. This amendment has also been considered by the Planning Commission, which also recommended that no such fee be charged.

2. The second draft ordinance which you will find attached hereto, provides new fees for the processing of zoning and special permit applications. This ordinance was passed by the City Council on September 27, 1979, in conjunction with a number of ordinances which increased fees charged by various City departments. In writing the ordinance which would establish a fee to be charged to non-owner applicants in historic zoning cases, we realized that one of the ordinances passed by the City Council in connection with fees charged by the Planning Department was an amendment to the Zoning Ordinance. As you know, all amendments to the Zoning Ordinance require that a public hearing be held by the Planning Commission, that the Planning Commission make a recommendation to the City Council, and that the City Council also hold a public hearing prior to the passage of any such amendments. The Planning Commission has held its public hearing and recommended that the City Council once again pass this ordinance as written. We are therefore requesting that the City Council set a public hearing to consider this item."

SAM HOUSTON CLINTON appeared before Council and said the Historic Landmark Commission is opposed to the ordinance because it would cost more money for the paper work to process than they would get in return. (\$100.00) He said it is to the owner's advantage to have "H" Historic zoning because they receive a tax abatement both locally and on a Federal level. Mayor McClellan said she shares his concern that this would be a step in the wrong direction.

DOROTHY RICHTER, 3901 Avenue G, appeared to read a letter from Ada Simon which stated the proposed ordinance is not in keeping with the goals of historic zoning.

Councilmember Himmelblau moved that the Council close the public hearing and retain the ordinance as it is now drafted. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Himmelblau

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Goodman

Prior to the vote, Councilmember Cooke thought they should wait to vote when Mayor Pro Tem Mullen is in the City. Mayor McClellan stated that prior to his departure, Mayor Pro Tem Mullen had given her a list of agenda items which he felt did not need his presence. This was one of them. Councilmember Cooke then withdrew his concern.

HUMAN RELATIONS COMMISSION REPORT

JANNA ZUMBRUM, Human Relations Commission, appeared to report on Recommendations Based on Housing Patterns Study of May, 1979. She said the Commission recommends the following:

1. The City adopt a housing policy which includes goals for housing desegregation and specific action steps for achieving these goals.
2. The City housing policy be developed by the Human Relations Commission with the assistance of the Community Development Commission, the Building Standards Commission, the Austin Redevelopment Authority, the Austin Housing Authority, the Planning Commission, and other appropriate boards and commissions. These boards and commissions should be responsible for developing a mechanism for obtaining assistance in the entire policy development process from interested citizens, community organizations, and agencies.
3. The City vigorously pursue loan and grant programs for the rehabilitation of low and moderate cost housing. Where federal government programs are inadequate for this effort, the City should investigate the possibility of establishing a City guaranteed loan program with cooperating financial institutions.

4. The City, through the Human Relations Department, undertake a comprehensive public relations campaign to inform citizens of the Fair Housing Ordinance and of the complaint procedure of the Human Relations Commission.
5. The City, through the Human Relations Department, conduct a study of housing problems of physically handicapped citizens. Such a study should determine approximately how many residents of Austin are physically handicapped, what kinds of discrimination they encounter in seeking housing, what architectural barriers pose problems in housing for the handicapped, what physical modifications Austin landlords and apartment complex managers are willing to make on their property for handicapped tenants, the cost of needed modifications, etc."

Mayor McClellan felt a plan should be prepared for development of a housing program as outlined by the study, with particular attention concentrated on #5 concerning housing for the physically handicapped. She requested a fiscal note on how much it will take to proceed with the plan. Jim Miller, Assistant City Manager, noted that all organizations working with the plan should be identified.

Motion

Councilmember Cooke moved that the Council instruct the City Manager to instruct the staff prepare a housing program as outlined by the study, prepare a fiscal note of amount of money needed to proceed with the plan, and identify all organizations working with the plan. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Himmelblau

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Goodman

ENVIRONMENTAL BOARD REPORT

MR. MIKE HUMENICK, Environmental Board, presented the following report to Council concerning the recommendation concerning the Texas Water Resource Department proposed Rule 156.18.05.003(c) of Chapter 18 of the Texas Water Development Board Rules.

"The Texas Department of Water Resources has issued a notice of public hearing to receive comments on a proposed rule change relating to "Domestic Wastewater Treatment Plants." The Department proposes to repeal a current requirement that private sewage facilities located within 5 miles of a drinking water supply reservoir or lake must meet a higher standard for effluent discharge than otherwise required. Specifically, the repeal would change permit requirements for such discharges from 10 mg/l BOD and 15 mg/l TSS with disinfection to 20 mg/l BOD and 20mg/l TSS with disinfection.

The Environmental Board feels this change is significant in that the allowable pollutant load (of BOD) would be doubled. The Board has long been concerned with the ability of small wastewater treatment plants to consistently meet their permit discharge requirements, especially those plants which operate in the vicinity of Austin's drinking water supply.

The design standards to achieve advanced secondary treatment (10 mg/l BOD: 15 mg/l TSS) allow for a large safety factor. Even when there is a malfunction or overload condition, such a plant can generally meet at least secondary treatment standards (20 mg/l BOD: 20 mg/l TSS). Whereas a plant which is designed to meet 20 mg/l BOD and 20 mg/l TSS may result in discharge quality as low as 40 mg/l BOD and 40 mg/l TSS.

Furthermore, it is our opinion that the cost of construction is not significantly higher to produce the higher quality of effluent. Therefore, the Environmental Board passed the following motion unanimously at its January 9, 1980, meeting:

'I MOVE THAT A LETTER BE SENT TO COUNCIL TO RECOMMEND TO THE TEXAS DEPARTMENT OF WATER RESOURCES THAT RULE 156.18.05.003(c) OF CHAPTER 18 OF THE TEXAS WATER DEVELOPMENT BOARD RULES, ENTITLED "DOMESTIC WASTEWATER TREATMENT PLANTS," NOT BE AMENDED; AND THAT SEWAGE TREATMENT STANDARDS NOT BE DEGRADED FROM 10 mg/l BOD and 15 mg/l TSS WITH DISINFECTION TO 20 mg/l BOD AND 20 mg/l TSS WITH DISINFECTION.'

There will be a public hearing on this matter January 31, 1980, in Austin. However, the record will be kept open for several additional days which provides an opportunity for the City Council to submit a resolution, or if the Council so chooses, it can direct the Environmental Board to submit a copy of the above resolution."

Mayor McClellan said she concurs with the Environmental Board and wants to go on record as being opposed to the resolution.

Motion

Councilmember Trevino moved that the Council adopt a resolution opposing the recommendation concerning the Texas Water Resource Department proposed Rule 156.18.05.003(c) of Chapter 18 of the Texas Water Development Board Rules. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Himmelblau

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Goodman

ARTS COMMISSION REPORT

MR. AL GOLDEN, Chairman, Arts Commission, reported as follows on the recommended allocation of \$500 to the Dancers Contemporary Company for two performances by the Ballet Folklorico de Austin:

On January 16, 1980, the Austin Arts Commission, at their regularly scheduled meeting, voted unanimously to recommend the allocation of \$500.00 in Arts Commission Contingency funds to the Dancers' Contemporary Company for two (2) performances by the Ballet Folklorico de Austin. These performances will be held at the Gaslight Theatre.

Allocation of this funding should allow the Ballet Folklorico to conduct the two (2) additional performances they requested from City Council late last fall. The City Council referred this request to the Arts Commission in December.

Motion

Councilmember Cooke moved that the Council approve allocation of \$500.00 to the Dancers' Contemporary Company for two performances by the Ballet Folklorico de Austin. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Himmelblau, Trevino

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Goodman

Mr. Golden next reported on the Arts Commission recommended approval of selective funding increases for Cultural Contract Agencies funded with Hotel Occupancy Tax revenues, with the total increases to equal \$22,745.00. The request could be funded by amending the ending balance of the General Fund.

Mr. Golden's report is as follows:

"The Committee on additional funding has recommended the following funding levels for the following reasons:

1. Center Stage - \$3,300.00 for additional nights of facilities usage. With the Paramount being unavailable for use for performances during this year, the need for additional performing space downtown is critical.
2. Laguna Gloria Art Museum - \$8,000.00. The Museum is one of Austin's primary cultural resources, and the arbitrary nature of the funding method failed to take into account the real needs of that institution. This \$8,000 is still well below the Commission's original recommendation on the Museum.
3. Spectrum - \$4,000.00. Spectrum, Focus on Deaf Artists, is a unique cultural asset to the community, and their programs have expanded greatly throughout the years. Because Spectrum had not been adequately funded in prior years, the Council's 10% ceiling on increases worked a severe hardship in their case and unnecessarily restricted the programs which they would be able to do.

4. Dance Umbrella - \$1,600.00. It was the Committee's feeling that this additional funding would enable the Music Umbrella to do two additional dance around Austin programs, which had proved very successful during the proceeding year. Once again, the arbitrary nature of the funding levels resulted in cuts of valuable programs.
5. The Music Umbrella - \$900.00. The Music Umbrella was to provide programs for Senior Citizens, but this was cut from the funding, again due to the Council's self-imposed 10% ceiling. It was felt by the Committee that Seniors are a neglected special population group as far as their accessibility to the arts.

The Committee also felt that the Council had also misunderstood the function of the Austin Festival for the Arts. Somehow, in the Council discussion, this was viewed as simply another series of concerts in varied locations throughout the City, and the Council apparently felt that that need was filled by the Austin Federation of Musicians' concert. Since the Austin Festival has as its aim the presentation of high quality classical music, it will not reach the same audience, nor does it attempt to serve the same purpose as the Austin Federation of Musicians' performances. Therefore, the Committee recommends that the Commission inform the Council as to the purpose of the Austin Festival of the Arts with a recommendation that it reconsider funding.

It is the Committee's recommendation to the Commission that the Commission approve the increases in funding levels set out and authorize the Chairman, the Vice-Chairman, or other representatives of the Commission, to place this item on the Council agenda and to recommend an increase in funding."

Mayor McClellan said that social services cannot be pitted against the arts and she feels like the Council has been hit in the face with a whole new group of requests by the Arts Commission. She pointed out this is a very tight budget year and it would not be appropriate to amend the budget. She suggested that next year at budget time would be the appropriate time to take action on these requests. Councilmember Himmelblau agreed and said that next year at the beginning of budget discussions the Arts Commission should be told what dollars will be allotted to them.

Councilmember Trevino pointed out that a few months ago he had to argue with Council in order to amend the budget to allow money for the Roving Leader Program to deal with the serious problem of paint sniffing among young children. He said that if Council funds \$22,745 for the arts, he will walk out of the Council Chamber.

Councilmember Cooke said, "The one additional thing I would like to say is that I agree with what Mayor McClellan, Councilmembers Himmelblau and Trevino have said, but I think while this is inappropriate also and know there was a great deal of disdain, although it had been previously practiced, when the City staff came in with well over a million dollars of amendments to the budget in 1978, with so much disdain that Council sent a loud message to staff that we wanted to see end of the year budget amendments deleted. And that occurred but I also need to call Council's attention to the fact that staff came back with a large amendment in mid-year 1979. It was in the millions of dollars, and

Council approved. Maybe it's a little bit different, for the record I want to say that we need to send a similar message to the City staff ..that we want mid-year budget modifications, end of the year budget modifications. There is inflation going on but I think it is right that staff be mindful that conditions we are displaying to Mr. Golden, we also want that same message sent throughout the City and we want to deal with everyone who wants funding from this Council to be equally considered."

After more discussion, Council continued with its Agenda items.

PUBLIC HEARING - FEES FOR PROCESSING OF ZONING
AND SPECIAL PERMIT CASES

Mayor McClellan opened the public hearing scheduled for 2:30 p.m. on an ordinance establishing fees for the processing of zoning and special permit cases. Mr. Lillie, Director of Planning, reported as follows: "Back during the processing of the budget there were a whole series of fee changes Council approved as part of the budget process. The budget was approved, but these fees are a part of the zoning ordinance so we have to go back and amend the Zoning Ordinance. They have been appropriately advertised and the Planning Commission has reviewed and is sending a positive recommendation to Council that these fees which have previously been adopted be included within the Ordinance."

No one appeared to be heard.

Mayor McClellan brought up the following ordinance for its first reading:

AN ORDINANCE AMENDING CHAPTER 45 OF THE AUSTIN CITY CODE (ZONING ORDINANCE); PROVIDING NEW FEES FOR THE PROCESSING OF ZONING APPLICATIONS; PROVIDING NEW FEES FOR THE PROCESSING OF APPLICATIONS FOR SPECIAL PERMITS; PROVIDING FOR SEVERABILITY; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilmember Himmelblau moved that the Council close the public hearing and pass the ordinance to its second reading. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Goodman

The Mayor announced that the ordinance had been passed through first reading only.

CONSTRUCTION OF BULK HEAD AND BOAT DOCK

Councilmember Trevino moved that the Council approve the request of Mr. Alvin H. Meyer, to construct a bulk head and a boat dock on Lake Austin. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmembers Himmelblau, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Goodman

PUBLIC SAFETY DISCUSSED

MR. WALTER FALK, University YMCA Board of Directors, appeared before Council to discuss public safety. He discussed the tow-away of cars in the University area during night time hours. He asked for the abandonment of towing from unattended lots at night. He felt if the lots are open, they should be better lighted, with clearly placed signs stating the tow-away procedures.

Councilmember Himmelblau thought that with the sign ordinance it would be feasible to require a sign that is visible.

JONATHON DAVIS, Police Department Attorney, referred to a State statute which had been enacted as a result of the urging of the University of Texas Student Attorney's office last session in 1977. "The statute, when enacted, pre-empted a large number of our Wrecker Ordinance provisions that dealt with when you can and cannot remove a car from a private parking lot. State law is very clear. It gives both the towing company and the lot owner the authority to remove the car or unauthorized vehicles from the lot if certain conditions are met. I don't believe the City Council can impose more restrictions upon the towing company, much as sometimes I would like to, than the State law has already done. That was the problem with our prior ordinance. We went beyond the restrictions the State law imposed upon the towing companies and the parking lots. ... In my opinion the Council does not have the authority to impose more restrictions than the State law has already imposed."

Mayor McClellan requested the City Manager to request staff to look at the sign part of the State statute and report back.

SCHOLARSHIP FUND

Councilmember Himmelblau moved that the Council approve the request of Mr. Mike Renfro, Secretary, Delta Sigma Phi Fraternity, University of Texas, to use Auditorium Shores, Sunday, March 2, 1980 from 12:00 noon until 5 or 6:00 p.m., for traditional U. T. Game (Pushball) to benefit the University of Texas Ex-students Association Scholarship Fund. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Cooke, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Goodman

CLARKSVILLE SELF-HELP HOUSING PROGRAM

MR. ELLIOTT NAISHTAT, Vice-President, Clarksville Community Development Corporation, and MS. PAULINE BROWN, President, appeared before Council to discuss Historic Clarksville Self-Help Housing Program. They passed out reports to Council concerning their request. (CITY CLERK DID NOT RECEIVE A COPY.) They asked for a resolution from Council which would minimize the displacement of Clarksville residents and have a program to encourage residents to return to Clarksville.

Mayor McClellan commended their request and asked the City Manager to instruct the Legal Department to bring back a resolution on February 7, 1980.

CITY EMPLOYEE GRIEVANCES PROCEDURES

MR. MARK A. MARIANI appeared before Council to discuss the City employees' grievance procedures. He related actions he alleged were perpetrated against him.

Mayor McClellan stated, "Mark, I do appreciate your coming back and talking with us. I do want to clarify for the record, and we have spoken about this on several occasions, but at this point it is my very clear understanding that this is no longer in the City's hands for two reasons. One was, I know you talked to this Council on December 20 and we advised at that time that you meet with Mr. Herrera on December 21 at 1:00 p.m. It is also my understanding that you did not appear for that meeting at that time. Secondly, that you have filed a grievance with the Department of Labor and therefore it negates any further action on your complaint at this level."

STATUS OF WOMEN

MRS. ARALYN H. CEPEDA, Chairperson, Austin Commission on the Status of Women, appeared to discuss the Sunset Ordinance. The Mayor and Councilmember informed her there was no need for her to worry, the Commission on the Status of Women would not be abolished. Councilmember Himmelblau did recommend trimming down the size of the Commission to 9-11 members.

ZONING IN HYDE PARK AREA

MR. JOHN SANFORD, President, Hyde Park Neighborhood Association, and MR. ROBERT C. DUKE, attorney, appeared before Council to discuss zoning in the Hyde Park area. Mr. Sanford said they were particularly concerned with Barbarella's Nude Modelling Studio located at 500 West 38th Street, which had

been allowed there under false pretenses by the applicant for the zoning. Mayor McClellan requested Assistant City Attorney De La Rosa to advise Council what can be done in a written report and a future City Manager Report.

Mr. Duke appeared and said the residents thought, by the application, that it would be a law office. He said the word "studio" should be looked at more closely. Their particular concern is the fact that there is a children's home next door to the studio.

Mayor McClellan asked Mr. Lonnie Davis, Director, Building Inspection Department, if inspectors have been sent out there. He said they have been there on sign problems. Mayor McClellan said they should look closely at the definition of "studio."

PARADE PERMIT

Councilmember Goodman moved that the Council approve the request for a Parade Permit from Mr. Richard Wilson, for The Committee for God and Country, from 3:00 p.m. to 5:00 p.m., Saturday, February 2, 1980, beginning at the Colorado Street area west of the Capitol Building to Congress Avenue, south to 2nd Street, west to Guadalupe, south and across the South 1st Bridge to Auditorium Shores where the rally will be held. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

CHANGE ORDER - MABEL DAVIS PARK SWIMMING POOL

Councilmember Himmelblau moved that the Council adopt a resolution to approve a change order in the amount of \$61,106 to Faulkner Construction Company for Mabel Davis District Park Olympic Swimming Pool Improvements. CAPITAL IMPROVEMENTS PROGRAM 75/86-45. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

CONTRACT APPROVED

Councilmember Goodman moved that the Council adopt a resolution to approve the following contract:

SECURITY GUARD SERVICE, INC.
904 Chelsea
El Paso, Texas

- Security Guard Services for Power
Plants, Travis Building and East
6th Street Health Clinic.
Twelve (12) Months Service Agreement
Estimated \$121,045.00 per year

The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Goodman, Himmelblau, Trevino
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

Before the vote was taken, Mayor McClellan asked if this type of service cannot be obtained locally. Solon Bennett, Director of Purchasing, said these guards come from the Austin branch of the El Paso firm and presented the lowest bid. They are security guards at electric utility service and gate guards.

IMPROVEMENTS FOR OLD MAIN LIBRARY

Councilmember Trevino moved that the Council adopt a resolution to authorize the City Manager to submit a grant application to the Economic Development Administration Public Works Improvement Program for improvement to the Old Main Library in the amount of \$400,000. (Local match - \$100,000) The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Councilmembers Goodman, Himmelblau, Trevino, Mayor McClellan
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

Mayor McClellan said, "I want to go on record publicly as thanking the EDA people who have been so very helpful on this. This is a WHIP public works impact project because that deadline is coming up immediately and Austin Travis County Collection meets both energy requirements on making an energy efficient building and also on historical cultural requirements and we have a chance at picking up \$400,000 additional dollars.

RATE STRUCTURE FOR TAXICAB SERVICES

Council had before it for consideration an ordinance to amend Section 34-42(b) of the Austin City Code of 1967, establishing a new rate structure for taxicab services. They had received the City Manager's "Taxicab Industry - Annual Report."

Also heard at the same time was MR. JAMES CODY, President, Austin Taxi Drivers League, requesting to appear before Council under Citizens' Communications to discuss taxicab rate increases.

Mr. Joe Ternus, Director of Urban Transportation, reported as follows on establishing a new rate structure for taxicab services:

"In September, Mr. James W. Townsend, representing the Taxicab Franchise Holders, submitted a request for an increase in taxicab rates (Attachment A.) Based on this request, the Urban Transportation Department has conducted a financial analysis of the taxicab industry and has evaluated alternative fare structures. The following summarized the results of this study.

A summary of the operational and financial characteristics of the industry has been presented in the Annual Taxicab Report. A more detailed financial summary is shown in Attachment B. This summary highlights various elements which comprise the revenues, operating expenses and non-operating deductions for each company and the industry.

City officials in thirteen other Texas cities were contacted to obtain current data on taxicab fare structures and City fees. This information (Attachment C) indicates that eight of the cities currently have higher rate structures, two have equal rates. One of the three cities reporting lower rates is presently considering an increase in taxicab fares.

An analysis of alternative fare structures was performed. In accomplishing the analysis, it was necessary to project both revenue and expense for the fiscal year 1979-80. Results of these analyses are presented in Attachment D. These items are submitted for your review in considering the request for a rate increase.

Fare Options D through F will generally yield projected operating ratios within the suggested operating ratio range. These schedules are presented below:

	<u>Fare Structure</u>			
	<u>Drop</u>	<u>Increment</u>	<u>Operating Ratio</u>	<u>Fare Option</u>
1.	.75-1/5	.20-1/5	0.94	D
2.	1.40-1/4	.20-1/4	0.93	E
3.	.80-1/5*	.20-1/5	0.92	F

*Staff recommendation

The Urban Transportation Commission considered this matter on January 16, 1980 and voted (4-2-1) to recommend the following structure:

For the first one-fifth mile or fraction thereof - .80¢
 For each succeeding one-fifth mile - .20¢
 For each one minute of waiting time or fraction thereof - .15¢

Based on the data provided by the taxicab companies to justify their request, the Commission felt this increase was sufficient."

Mr. Ternus said the City staff supports the Urban Transportation Commission's recommendation.

MR. JAMES CODY spoke to Council, representing about 100 taxi drivers in the Austin Taxi Drivers League, mainly from Yellow, Roy's and Harlem Cab companies. He stated, "We were upset about the rate increase recommended by the City staff and Commission. It had been accepted we should expect a rate increase of \$1.00 at the for the first 1/5 of a mile and 20¢ for each 1/5 of a mile thereafter...then we got an 80¢ drop. We feel that's not enough. From our perspective as drivers we know the public is hard put and that the Council must represent the public interests. We know the Council must represent the public interests and that the bulk of people who take taxis are poor people, but we also realize the drivers are in pretty tough shape and we feel like the 80¢ at the beginning is not enough. If you are on a trip the best chance of getting something worth your effort is at the beginning, because you have to pay whatever that beginning rate is. If you have a slow day with 25 trips and you're average trip is about \$2.20 to \$2.60, the chance of coming out even or pushing it over the top to cover gas and make a little bit for yourself is really assisted by the additional 20¢ at the beginning. To the public it does not mean that much. ... If you give us an 80¢ drop we will be back in 6 months asking for another rate increase, and if we do we will have to make up for an 80¢ increase by asking for one higher than \$1.00 next time."

Motion

Councilmember Goodman moved that the Council hold a public hearing on taxi fare increases on February 14, 1980 at 10:30 a.m.

BOBBY PEARCE, representative of Yellow Cab Company, appeared before Council to oppose any further delay in fare increases because their costs are escalating every week. Mayor McClellan assured him the Council is sympathetic but said a fare increase must be handled with certain procedures.

THOMAS E. WALLACE, owner of a cab at Roy's Taxi, appeared to state they want a \$1.00 drop, plus \$1.00 a mile in town.

Roll Call on Motion

Ayes: Councilmembers Himmelblau, Trevino, Mayor McClellan,
Councilmember Goodman
Noes: None
Absent: Mayor Pro Tem Mullen, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

MUD POLICY

Assistant City Manager Daron Butler appeared before Council to report on the MUD (Municipal Utility District) Policy. He said the staff recommendations and options might warrant the setting of a Council Work Session. Councilmember Goodman said that the public hearing on February 7, 1980, should begin with a staff presentation. Mr. Butler stated that in the meantime, if the Council's individual schedules permit, he will spend time with them on the MUD Policy.

CAPITAL INCREMENT FEE

Mr. Curtis Johnson, Director of Water and Wastewater, discussed the Capital Increment fee as follows: "The memos from Mr. Davidson and myself (CITY CLERK DID NOT RECEIVE A COPY) outline what has happened since 1976 when the Capital Increment Fee was instituted up until the present time. Basically the indication is, it appears from the Minutes and the Motion that was made by Council in February, 1978 that at that point it was the intent of the Council to terminate the fee with the end of the past fiscal year. The Ordinance which was enacted, did not have any cut off date therefore the fee and ordinance are still in force."

It was unanimously agreed to bring back an ordinance on February 7, 1980, to repeal the Capital Increment Fee.

STREET NAME REPORT

Mr. Jim Thompson, Urban Transportation Department, reported as follows on the Street Name Report:

"Transmitted herewith is a street name report requested by the City Council during their June 5, 1979 special work session on goals and objectives. This report has been coordinated with the various interested City departments and has received their recommendations.

The report recommends four items for City Council consideration. These items include:

1. Adoption of a resolution formalizing the criteria currently observed in evaluating proposed street names and changes in names of existing streets (See Appendix I).
2. Staff be directed to develop and submit to the City Council a policy under which the names of private streets can be regulated.
3. Adoption of procedures under which proposals to change the names of existing streets will be submitted, reviewed and, if approved, implemented (See Appendix II). These procedures would include implementing a \$100 processing fee and a charge for new street signs.
4. Staff be directed to review existing street names and submit those names found to be inappropriate to the City Council for consideration of a street name change.

We believe the adoption of these recommendations will provide the basis for a more effective means to administer the street naming process."

Councilmember Goodman moved that the Council accept the Street Name Report. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers
Goodman, Himmelblau
Noes: None
Absent: Mayor McClellan, Councilmember Snell
Not in Council Chamber when roll was called: Councilmember Cooke

FAYETTE POWER PROJECT

Mr. R. L. Hancock, Director of Electric Utility, submitted the following Monthly Report on Fayette Power Project:

"Construction work on the Unit 2 of the project is approaching completion. Unit #2 is currently reported to be 78 per cent complete. Boiler blow-out has been completed. Project personnel are confident that the start-up schedule for early March 1980 will be met. If no problems are encountered in the start-up checkout, this schedule could be better by a week or two.

Major construction activity in December included completion of boiler piping, chemical cleaning of the boiler, turbine-generator erection, miscellaneous steel erection, precipitator erection, and ash handling piping installation.

Unit #1 generated 125,855,000 net KWH for Austin system during December 1979. This represents 53 per cent of the energy to the system in December.

A total of 141,161 tons of coal was consumed during December 1979. Compared to that consumed, 172,326 tons of coal were received at the plant during December of 1979.

Six trains were in service during December moving coal from the Decker mine to the plant. Two of these trains have now been removed from the Decker movement and used to initiate the ARCO movement of coal. The first train for moving ARCO coal was loaded on Friday, January 18, 1980. Coal from this first ARCO train should be received at the plant about January 29, 1980.

The project has just been notified by the railroads of a 1.1% "Ex Parte" increase in transportation cost because of diesel fuel cost increases. The cost for coal transportation is \$18.69/ton effective January 18, 1980.

The transportation costs for moving the ARCO coal will be the same as the Decker coal at \$18.69 per ton. All the conditions of the transportation agreement with Burlington-Northern and the Missouri-Kansas-Texas Railroads will apply to this movement. Austin and LCRA can request an ICC hearing on the rate for this movement at any time it considers it to be appropriate.

The ARCO coal is scheduled to be used for Unit #2 operation. Current costs of the ARCO coal is \$9.29 per ton. The total cost of the ARCO coal including transportation delivered to the plant is \$1.75 per million BTU. In comparison, the total cost of coal from the Decker mine delivered to the plant is \$2.04/MBTU.

Construction is moving forward by LCRA on the 345 KV transmission line that is jointly owned with Austin from the Fayette Power Project to Holman Substation to Lytton Substation. Construction also is underway by Austin on Lytton Springs

Substation, Substations. Portions of these substations are jointly owned with LCRA. These projects are well underway and are scheduled to coincide with the commercial operation date of Unit 2 at the Fayette Project."

SOUTH TEXAS PROJECT

Mr. R. L. Hancock, Director of Electric Utility, submitted the following report on the South Texas Project:

"The overall status of the South Texas Project through the month of December, 1979 is as follows:

Engineering:	64.3% complete	
Construction:	<u>Unit #1</u> 52% complete	<u>Unit #2</u> 17% complete

Scheduled Fuel Load Unit #1: September, 1983
Scheduled Fuel Load Unit #2: September, 1985

Cumulatively, Unit one is estimated to be slightly behind the baseline schedule and Unit two slightly ahead of the baseline schedule. Overall, the project is considered slightly behind the baseline schedule. This is principally because the project staffing levels have been below authority, the organizational structure transition, the implementation of new control methods, and the November and December holiday season. Staffing is now up to authorization and the staffing and organizational changes are essentially completed. The project should now be expected to perform in accordance with the baseline data, or better. Project personnel for Borwn and Root and Houston Light and Power expect the project to be back to baseline quantities and schedule some time in the last quarter of 1980. The next 6 to 9 months of reporting on the project should provide meaningful data with respect to project performance.

Many of the alternative studies relating to schedule acceleration have been completed and it appears impractical to consider accelerating Unit 1 at this time. Performance over the next 9 months may indicate otherwise, but at this time, the project should stay with the September, 1983 fuel load date.

Unit 2 can be accelerated by increased personnel but it is premature to do that at this time. The opportunity for schedule acceleration on Unit 1 and 2 will be reviewed later this year. Actual performance over the next 9-10 months will be a key consideration.

Gibbs and Hill, the consulting firm retained to review the validity of the baseline data, has spent several days at the project, reviewed the data, and is beginning to assimilate comparative data. Each plant reviewed has unique engineering requirements and Gibbs and Hill is attempting to adjust for those differences. We expect a report from them late February or early March. The Auditing firm of Coopers and Lybrand is continuing the normal financial audit, and special audits as required. Their first objective is to prepare a financial audit for calendar year 1979. Various sections of that Audit will be issued as the sections are completed. The first is currently anticipated in March and the last in July based on current scheduling. Special audit areas will be

identified in the course of the 1979 audit and owner identified special areas will be followed during the 1979 audit and thereafter. The auditors are interested in following up on any special areas to be reviewed. To the extent possible, they need factual information relating to specific information in order to reduce the time and expense of auditing these special areas.

Previously identified Engineering review activity relating to soils structure seismic interaction analysis as requested by NRC is continuing and should be completed in early 1980 for NRC review.

The previously identified hold on imbed materials from one shop of one supplier is still in effect pending correction of that manufacturing plants quality control program. Houston Light and Power has notified NRC that they consider the Brown and Root vendor surveillance program deficient in this particular area and that corrective action relating to the vendor surveillance program is being implemented.

Analysis is continuing on the isolation valve cubical wall design as it relates to the pipe and valve loadings applied to the structure walls. Construction work on these walls is awaiting a review of the final results on the analysis.

A team of NRC inspectors, in addition to the permanently assigned NRC inspector, has been conducting a project site review for about the last month. Their activity should be concluded this month. They are reviewing the general conduct of the job as well as a review of previous allegations relating to harassment of quality control personnel by construction personnel. There currently is in effect a Houston Light and Power imposed hold on complex classified safety related concrete placement to provide time for implementation of certain procedures on complex classified safety related concrete. This relates primarily to Reactor Containment Building exterior wall and Steam Generators and Reactor foundations in Unit 2 containment building. None of these are considered critical path items.

Brown and Root has currently placed a temporary hold on painting of concrete walls in the Auxiliary Building pending a review of the surface preparation specifications. It appears some slight revision in the specifications might simplify the preparation and still insure proper paint application.

The installation of cable trays to support electrical conductors is behind schedule because of delivery of cable tray supports. Remedial programs have been initiated to improve the availability of cable tray supports and improvement is expected next month.

Quantity production the end of December is as follows for Unit #1:

<u>ACTIVITY</u>	<u>%COMPLETED</u>
concrete placement	81%
large bore pipe	40%
small bore pipe	5%
cable tray supports	18%
cable tray	8%
conduit	12%
cable	2%
instrumentation	2%

January 31, 1980

As of the end of December, Austin's incurred cost for its 16% share of the project was approximately: \$188,000,000.

TRANSCRIPT OF DISCUSSION IS ON THE FOLLOWING PAGES:

January 31, 1980
Transcript
Monthly Report on Fayette and South Texas

R.L. Hancock: I'll make this very brief and just respond to questions that the Council might have. Fayette Unit II is scheduled for start-up in March. We think it is a little ahead of schedule and if the final sub-system check-out moves smoothly, we probably will be able to start that unit a little bit ahead of schedule sometime in the month of February. Unit I at Fayette contributed 53% of the energy to the system in December, which means that essentially that half of your lights, and half of the TV, and half of your refrigerator were..that energy was produced from coal in the month of December and we would anticipate a continuation of that probably from here on.

Mayor: ..Unit II in March?

Hancock: Unit II is scheduled for March. We think that with luck they will be able to admit steam to that unit in February.

Mayor: That's way ahead of schedule, isn't it?

Hancock: Well, that is only steam admission and first generation. It is scheduled commercial in June; if that moves smoothly, then it will be commercial ahead of schedule also, but that really remains to be seen. Coal deliveries at Fayette in the month of December were ahead of Coal burns. The reason for that is the fact that two extra unit trains were placed in service that were scheduled for Decker II, which improved that coal inventory for that short duration and we can expect coal inventory management problems down there and have to watch that closely. An important milestone has been reached however and that is that the first unit train of coal from the ARCO mine has been loaded and is enroute to the project now. We would anticipate a continuation of that from here on out and the diversion of two of the unit trains at Decker to the ARCO hauls, so that we begin to get a smooth flow of coal to both of those mines. The transmission facilities is progressing along schedule; but, that schedule is quite tight and we need to complete the transmission facilities to coordinate with the operation of UNIT II. We'll probably have to operate in a constrained manner there for a brief period of time, particularly if Decker II, I mean if Fayette II, comes on line a little bit early. With respect to the South Texas project, I'll hit that very briefly. Engineering is considered to be 64% complete...Unit I, 52% and Unit II, 17% . Fuel load is still scheduled for September of 83 and September of 85. Cumulatively, Unit I is considered a little behind schedule...Unit II a little ahead of the baseline schedule...overall, a slight behind schedule status. Manning levels are now up to full strength and is anticipated that by the end of 1980 the project will have regained baseline data progress and will be moving on the positive of the schedule. Many of the alternatives studies that have previously been discussed have been completed and at this time it does not appear advisable to consider accelerating Unit I, at least until we get about nine months of progress under our belt with respect to full manning levels and full implementation of the project organization. Gibson-Hill is continuing the engineering audit of the baseline materials. We expect that information late February or early March. Coopers and Lybrand is continuing on the financial audit for the 79 fiscal year and in conjunction with that, are identifying special audit areas that they feel need pursuing and are anticipating identification from the owners of other special audits. Most of the other important things are outlined in the memorandum. One item not in the memorandum that probably is of interest is the

(Hancock Continued...)

fact that we have started the first water pumping down there to fill the reservoir and that will be done on an intermittent basis, as water is available in the Colorado River; but, that is an important milestone. Currently, we have in that project about \$188,000,000. I'd be happy to respond to any questions. Thank you.

Mayor: Alright. That's good news on Fayette.

Goodman: Did you conclude your part on the South Texas project, as well?

Hancock: Yes, but if you have a question, I'd be....

Goodman: Well, the question that I wanted to ask is - have we gotten any kind of information in regards to the cost overrun and how big it is going to be?

Hancock: We have...if you recall, we received a baseline data in late August or early September. At that time, we indicated that that information was preliminary; it needed adding to it a reserve in allowance. We indicated a desire to get that information reviewed and to get some alternative studies completed with respect to the acceleration of schedule.

Mayor: Let's see. The last word I had was early February. I mean that is what we have been told for several weeks.

Hancock: Yes. We were...

Mayor: ...or months. I've forgotten which. Do you have anything more definite on a date?

Hancock: We expect to receive the report from Gibson-Hill late February. The alternative..

Mayor: Late February?

Hancock: Late February.

Mayor: Now is that..

Hancock: That will be...

Mayor: Gibson-Hill. Is that the...I'm not talking about the independent audit we authorized, or that the managing team authorized. I'm talking about the information that was promised us in September for January that we had a clipping on that. I know they said it would be early February. I talking about the... HL&P and Brown & Root.

Hancock: The alternative study?

Mayor: Right. They were supposed to give us all the backup material and get some firm figures and we were told it would be Janaury and then some time back,

(Mayor Continued...)

they told us it would be early February. Do you understand?

Hancock: Yes. I understand. We have received the bulk of the backup material - the statistical material. In lieu of the owners doing an assessment and an analysis on that, Gibson-Hill was employed to do that review and assessment of the baseline data. They are currently doing that now and we expect that response in late February.

Mayor: Now wait. I'm still confused.

Goodman: I am jointly confused. Go ahead.

Mayor: I'm still confused. We were told in September, and that was preliminary information that would be followed with backup data and all that, that we would get definite, you know more firm price and schedule in January from HL&P and Brown and Root. I remember asking Mr. Oakley and what not, because you said sometimes you can double up _____ not on the same schedule and what not, but we would get more firm figures, you know that 2.4 figure that we were working off of then was preliminary - firm figures in January. Then separate and apart from that activity, we authorized the four-pronged approach on independent audit of the project. Now, Gibson-Hill was part of that approach.

Hancock: Yeh. They were a part of the review of the baseline data.

Mayor: Right. That is part of that and I understand _____ some of that other...and Coopers and Lybrand has got some activity going; but, that was all separate and apart from what we were supposed to get from, you know, Houston Lighting and Power and Brown and Root. That is kind of our check on the stuff that they have given us. When are they giving us that stuff?

Hancock: We have received, from Brown and Root, the alternative study - that is the possibilities of schedule acceleration for the project. That information we received in January and their recommendation...

Mayor: The project cost and when is it going to be complete?

Hancock: That is not a part of the alternative study.

Mayor: When do we have that information?

Hancock: The management committee will have to come down on projects scheduled and project costs and I would anticipate that would occur in March; however, there are three other participants in the project, you know, and I can't speak definitively. The information should all be in. It will be up to the management committee to make a determination...

Mayor: From the information you have _____ is at this point, what determination? Can you make a determination on price..on cost and also schedule, with those two tied in together?

Hancock: We can make a preliminary determination on schedule at this time and that determination is that it is not appropriate to consider accelerating Unit I at this time. It may be appropriate later, but not at this time.

Mayor: Well, when is Unit I? Is it the 84 figure that we were told preliminarily in September?

Hancock: The commercial in February of 84 - fuel load in September of 83. The cost associated with that we are not yet able to determine.

Mayor: Is that second unit two years behind that?

Hancock: The second..the schedule on the second unit is currently scheduled two years behind. It is pretty universally agreed that that schedule can be accelerated, but Brown and Roots recommendation and Houston's recommendation was that we not address that at this time. We address that in the fall when the unit will be better prepared to take additional manning and then look at a scheduled acceleration on Unit II at that time.

Mayor: What is the cost of the project?

Hancock: The cost has not been determined. We need the verification from Gibson-Hill on the baseline data. We need to make the...

Mayor: Now, wait a minute. That is what I don't understand.

Goodman: Yeh. Me either.

Mayor: I don't understand that at all. What if we hadn't authorized...asked the management committee to join with us in those independent audits and all. They wouldn't have a cost figure on that project yet?

Hancock: The management committee would have to come down and adopt a cost on the project.

Mayor: That is what I thought they were doing. I thought these independent audits were to see how accurate HL&P and Brown & Root have been. I didn't mean them to substitute that in lieu of what they are doing. That was supposed to be separate and apart from...

Goodman: That was exactly my interpretation. That they were going to check...

Mayor: Yes, and I don't understand why we haven't...in September, and I can go back and we can pull all sorts of things, we were told that preliminary will come to you in January with final figures on scheduling and costs; and then, we heard no. It is going to be early February on final figures and costs. Now what you seem to be saying is that..no, there are not going to be any. We are going to wait until that independent audit and then we are going to tell you; so, there is nothing for them to audit. They are giving us the information.

Hancock: We're awaiting a review by Gibson-Hill of the quantity take-off and cost estimates by Brown and Root on the baseline data.

Mayor: What is Brown and Roots and Houston Light and Power's schedule and cost for that project? That is my question.

Hancock: The baseline data currently now, not considering contingencies,

(Hancock Continued...)

allowances or reserves, is 2.4 billion, with a schedule that we currently believe we should stick with.

Mayor: How long has that been their figure?

Hancock: That was their baseline number that they came out with in September.

Mayor: That was preliminary and they said "don't hang on that", you know.

Hancock: Right. Well, at that time...

Mayor: Now, they are saying they are hanging on that?

Hancock: No. That is their baseline data.

Mayor: But, they are not doing anything more with it? All the documents that have been sent, since then and all, hasn't changed that?

Hancock: A very key element is the determination of the allowance and reserve that has to be added to what is considered to be the baseline data. We want the cost for the baseline data verified by Gibson-Hill. We haven't received that yet; but, we...

Goodman: Nobody ever updated this Council that there was going to be a delay from early February now, apparently, until at least early March, before we were going to get those new figures or that we were going to go thru a different process.

Mayor: I think you are telling me that it has already been done, what we thought we were waiting until early February to get. That's what I think, Richard.

Goodman: That was the thing that we were to get in September. No?

Mayor: What I'm saying is..yea, the same figure that we had in September, except that now they are saying that is it and that...

Goodman: Except that it is going to be reviewed.

Mayor: Yea. But, the review is what we ...

Hancock: No. That is not it! First we have to have a verification on the baseline data. Then a very important element is the contingency and reserve that have to be added to that, and that has not been come down on yet; and, the management committee will probably have to come down on that.

Mayor: At what point did we quit waiting for a report in January or February?

Goodman: Today.

Mayor: No. Let me ask R.L. that. I think it is before today, according to what he said. He said you got _____ in January.

Goodman: Well, we found out today that we could stop waiting.

Hancock: We have anticipated receiving the alternative studies in January since September. We received those in January.

Mayor: When?

Hancock: About the 14th or 15th.

Mayor: Have we been told about that?

Hancock: No. This report...this is the first communication that we have had with the Council with respect to that.

Mayor: You mean the stuff we have been waiting on since September we received on January 14th and we are not finding out until January 31?

Hancock: As far as I know, yes. Now, that report was simply an indication that it is not appropriate to consider accelerating the schedule in Unit I at this time, and that it is...

Goodman: Which impacts the cost, you know..

Mayor: Does that report confirm what they told us in September?

Hancock: As far as schedule on Unit I is concerned.

Mayor: That is what I thought we were waiting to receive in early February and we've received it, as of the 14th.

Goodman: HL&P and Brown and Roots position at the present time ^{is} that outside of the contingency and the reserve, that 2.4 billion, and we are talking about February of 1984.

Hancock: But, we want the participants, including Houston's representative, wants that number verified by an outside source - the quantities and the cost.

Mayor: OK.. But since the 14th, they have said that is firm from September.

Hancock: As far as schedule is concerned, yes. Really...what they have said is that it is not appropriate at this time to think about accelerating the schedule on Unit I.

Goodman: Yea. I understand that point.

Mayor: I don't care if it is dollars or schedule - it is those important things that we have been waiting on. I understand you are talking about schedule, not dollars; but, the schedule affects the dollars. What you are saying is, if you stay on that schedule, you stay with those dollars, except you say that they haven't talked about any reserve or contingency.

Goodman: OK. Now, RL. When are we going to receive?

Mayor: Why do we keep talking about waiting for the report, is what I want to know and I'm talking about that recently?

Hancock: Well, we were awaiting the January alternative studies report. That is in now. We are awaiting...

Mayor: It has been in for two weeks - two and one half weeks - two weeks - two and a half weeks!

Hancock: Well, this report came out last Friday. We communicated that in and thru this monthly report on the South Texas project. Now perhaps we should have communicated it specifically just as soon as we got it back.

Mayor: When you told Council about it last Friday in this report with the agenda.

Hancock: Yes.

Mayor: Maybe we didn't realize what we were looking at when you said alternative studies. Maybe we didn't realize that...hey, that is the permanent thing from September.

Hancock: Well, that is only a portion of it.

Mayor: The other portion is not going to be there until the independent auditor does it?

Hancock: We should get a verification from Gibson-Hill on the quantities and the cost the end of February.

Goodman: So, by the end of February, will those other matters have been decided as well as the contingency and reserve figures?

Hancock: Ultimately, the contingency is going to have to be determined by the management committee. Someone is going to have to determine how much contingency is there and I would anticipate that the management committee would come down on that as soon as possible, after having received the information from Gibson-Hill. The alternative study...

Goodman: Now what we are talking about is that it won't be in until March, and I am being optimistic in making that statement - it won't be in until March that we know that the baseline data has been verified by Gibson-Hill and that a contingency and reserve fund amounts have been established by the management.

Mayor: But, what I hear you saying right now and what we know today is that it is at least, according to HL&P, 2.4 billion, if you sit on that schedule of _____.

Hancock: According to Brown and Root's estimates and HL&P project people, that baseline data is 2.4.

Mayor: _____ have to wait on the Gibson-Hill stuff and all?

Goodman: Not counting the contingency.

Hancock: If that estimate is correct, and we stick with that schedule, it would be 2.4 plus contingency. I don't know that their estimate is correct. I think we need to verify.

Mayor: Well, they showed a contingency when they filed their whatever their rate case was, HL&P did with _____ some time back. That's where they served the 2.7 figure, wasn't it?

Hancock: Yes, that is right.

Mayor: Now, we are out of the _____ we said that we would never authorize any contingency.

Hancock: We have not authorized it and there is...there are a number of people on the management committee who do not believe that much contingency should be allowed in the project, but they don't know how much and we need to look and see what Gibson-Hill says about the take-off, the quantity, the unit cost and other plant contingency performances, before we come down on a number for contingency.

Goodman: So, to get back to that question that has been asked. When are we going to know when the baseline data is verified and the contingency and allowance reserve fund has been established? March?

Hancock: To the best of my knowledge, in March.

Mayor: What about Coopers and Lybrand's part of it?

Hancock: Coopers and Lybrand will not impact the adoption of a budgeted schedule for the project.

Mayor: No. But when are they going to be thru?

Goodman: With their audit?

Hancock: They are doing two audits. One is a '79 financial audit that is a _____ of a required sort of audit. As they do that audit, they are ferreting out areas that need detailed pursuit. Those will...the management committee will have to direct them to move in those areas and they will be soliciting areas to be looked at from the participants in the project. Now, the information coming from Coopers and Lybrand, with respect to the '79 financial audit, should start flowing probably in March and be concluded by June and it will come in in _____ of that total financial audit for that particular year. The special audit in the special areas will have to be forthcoming, as they complete those audits.

Goodman: Thank you, R.L.

Hancock: Anything further?

Mayor: I think we are the only ones here.

Goodman: Yea. We are. The only thing that I would say is if any new information

(Goodman Continued...)

comes in on the verification of the baseline data that would impact the cost of the project, or any direct information relating to the cost of the project, I for one would like to hear about it as soon as you do.

Mayor: Or the schedule. Those are the basic, vital information that we need.

Goodman: I would like to hear about it, as soon as you do.

Mayor: I know the whole Council would.

Hancock: Thank you. I understand.

Mayor: Well, I think we are not legally constituting anymore.

RECESS

Council recessed its meeting at 5:10 P.M. and resumed its recessed meeting at 6:10 P.M.

INTERIM REPORT ON LOW DENSITY STANDARDS

Mayor McClellan opened the public hearing scheduled for 6:00 P.M. on the Interim Report on Low Density Standards. She announced that at the request of Mayor Pro Tem Mullen, who is out of the city, the public hearing will be continued on February 7, 1980 at 3:00 P.M.

Mr. John German, Director of Public Works, reported as follows:

"The City Council will hold a public hearing at 6:00 P.M. on January 31, 1980, to consider the proposed Low Density Standards, or as currently defined, the Alternative Urban Standards. These standards, if adopted, will be available for use in environmentally sensitive areas such as the Lake Austin and Barton Creek Watersheds.

I am attaching my earlier report entitled Interim Report on Low Density Street Standards. In addition to defining the proposed standards, it provides a recommended plan for resolving jurisdictional questions between the City and the County. The County Road Standards, which were adopted by the Commissioner's Court yesterday, will be applicable outside the boundary. City standards, either urban or alternative urban standards, would be followed inside that boundary. This dividing line has been worked out in cooperation with the County Engineer. If the concept is approved by the Council, it will be presented to the Commissioner's Court for approval. If adopted, an agreement between the City and the County would be drafted for consideration by both bodies. Some amendments to the subdivision ordinance would also be necessary.

The proposed alternative urban standards have been reviewed by the following boards and commissions:

Planning Commission - Recommends approval
Urban Transportation Commission - Recommends approval
Citizens Traffic Safety Commission - Recommends approval
Subdivision Review Task Force - Recommends approval
Environmental Board - Considers Tuesday night

It should be pointed out that the proposal before the Council represents a consolidation of many varying viewpoints. Compromises were made on several issues by developers, builders, environmentalists, planners, and the City staff. Current thinking relative to Barton Creek has also been incorporated in the alternative urban standards.

Issues which may arise at the public hearing are as follows:

a) Density limits:

Some will propose that the alternative urban standards be used only where the density is relatively low (1 acre-3 acre lots.) The present proposal leaves the choice of urban or alternative urban standards to the land owner/developer, with review by the Planning Commission. Part of the reason for the delay in reaching this point can be attributed to the difficulty in establishing an exact level of density to use. Some say 1/2

acre lots, others 1 acre lots, and still others up to 3 acre lots. It is my opinion that other factors will control density without tying a density level to these standards.

b) Paved or sealed shoulders:

A proposal was made by a subcommittee of the Subdivision Review Task Force that the requirement for paving or sealing the shoulders be waived along residential streets where the average density is at least one unit per acre, and where the minimum lot size is 1/2 acre. They believe this will reduce the amount of impervious cover and lower development costs. This provision could encourage low density development; however, it would also increase street maintenance costs and add to the sedimentation loading in roadside ditches and drainageways.

c) Grades:

Some would prefer to allow a 15% maximum grade for collector streets. This change should be considered for residential collectors only.

Summary of Alternative Urban Standards

- A. They are limited to use in the Lake Austin and Barton Creek Watersheds only.
- B. They apply to residential and collector streets in those areas.
- C. The decision to use alternative urban standards rests with the developer, but must be declared at the time of submitting the preliminary plan.
- D. The design speed for local residential and cul-de-sac streets is 25 mph rather than 30 mph, and the minimum horizontal curvature measured at the centerline is 150 feet, rather than 200 feet.
- E. Width for curbed sections on local residential and cul-de-sac streets is 28 feet rather than 30 feet. The minimum right-of-way remains at 50 feet for curbed sections.
- F. Uncurbed sections with a 24-foot width are permitted on local residential streets providing paved or sealed shoulders 4 feet wide are provided on each side of the roadway. Roadside drainage shall be minimized, but whenever roadside drainageways are required, they will be designed and constructed in accordance with the City of Austin Drainage Criteria Manual. A 60 feet wide right-of-way is required for uncurbed local residential streets.

- G. A roadway width of 20 feet is permitted on cul-de-sacs, providing a 4 feet paved or sealed shoulder is provided on each side of the roadway. The shoulders are not required and the right-of-way may be reduced to a 50 feet width when concrete paving is to be used.
- H. For collector streets, a design speed of 30 mph and a minimum centerline radius of 300 feet are required.
- I. The width of curbed collector streets is reduced from 44 feet to 40 feet. The right-of-way requirements are 70 feet minimum for neighborhood collectors and 60 feet for residential collectors.
- J. Uncurbed sections are permitted. The width for neighborhood collectors is 36 feet with 4 feet paved or sealed shoulders on each side, and the width for residential collectors is 26 feet with 4 feet paved or sealed shoulders on each side.
- K. A 25-foot setback for front and side yards is required for all structures on lots abutting alternative urban standard streets.
- L. Arterial streets shall be located and designed in accordance with the Austin Metropolitan Area Roadway Plan, and constructed according to standards established by the Directors of Urban Transportation and Public Works."

MR. HARVEY SMITH, Chairman, Sub-committee, Subdivision Review, appeared before Council to state: "The first thing we all recognized is that we had to have some cooperation between the County and the City in order to ever arrive at any workable, viable ordinance for suburban type subdivisions. I think the area or jurisdiction Mr. German talked about is a step in the right direction. I believe this will be proved by the Commissioner's Court, according to Mr. Previll who has been cooperating with us on that. We worked many hours to arrive at a format which would please the many varying and different viewpoints and still protect the sensitive areas in our Austin ETJ (Extraterritorial Jurisdiction). I think basically the standards before you will accomplish that. There are a couple of items the Committee had differences of opinion on that I would like to point out to you. One of those is the matter of density. Mr. German feels like the density will take care of itself and that Lake Austin watershed, terrain, etc., will take care of the density. I agree but some committee members feel we should have an item of minimum density in the ordinance. The minimum density agreed upon was 1 acre average with 1/2 acre minimum tract. This would mean if you had 100 acres and you put streets all in it you could have 100 tracts, giving you a one-acre minimum average.

The other item was, the ordinance speaks to a 20 foot street with a 4-foot paved or sealed shoulder. We object to that because it's going to increase our impervious cover situation, especially that pertaining to the Lake Austin Watershed. Also it's going to considerably increase the cost of development of the street because it's going to be impractical to build a 4-foot shoulder of any type on the edge of the street from a contractor's standpoint. ... Other than those two items, the Committee will support these standards in their present form."

NEAL GRAHAM, representing the Citizens' Environmental Board, stated they have not had an opportunity to formally pass recommendations on the proposed ordinance, but last September did pass a resolution supporting low density street standards which was forwarded to Council at that time. He commended the City staff for their long, hard work. He pointed out that last September in addition to supporting the concept of low density street standards, they also urged Council to repeal, at its earliest convenience, the amendments made to City ordinances at its August 9, 1979 Meeting. These were stop-gap measures taken until specific low density street standards could be adopted. He felt they now should be repealed, and low density street standards should be handled through the ordinance referred to by Mr. German. Councilmember Goodman wondered if the Board had considered density re size of lots. Mr. Graham said he would hate to see these tied to average densities because you can have a number of large lots diluted by a number of small lots. He said it is more important to have a street designed to tie in with the flow of traffic.

ROBERT HALE appeared before Council to state that the proposed ordinance should be rejected entirely. The streets should have curbs and gutter drainage because the upkeep of roads without these is horrendous. He said the developer should be required to grade his land, and the roads should be routed to miss trees. Mr. Hales stated that anything within 10 feet of a street right-of-way is a potential danger. He said there should be a good base under the road and without curb and gutter, you don't get any drainage.

HOYLE OSBORN, Planning Consultant, told Council: (1) 20 foot paved road on a cul-de-sac is too little. It should be 24 feet or greater. (2) design of the collector street should have a maximum grade of 15% and a maximum sustained grade of 12%. (3) questions of variance of waiver will arise....this should be included in the ordinance.

PHILIP BLACKERBY thought that attention should be paid to the lot size and density. It should be determined what the run off will be and let the drainage be natural.

LARRY CUNNINGHAM asked if in the low density standard question consideration was brought forth about the septic system and wondered if a 1/2 acre minimum lot size would be adequate in the Lake Austin and Barton Creek area. Mr. German said these are intended to be low density street standards as opposed to general overall development standards for low density areas. He said there are other ordinances, standards, etc., being considered regarding septic tanks.

Councilmember Himmelblau questioned the cost of maintenance on streets where there are no curbs or gutters. Mr. German said this would mean an increase in maintenance costs. Especially without paved or sealed shoulders. In answer to Councilmember Himmelblau's question concerning safety aspects of curbed or uncurbed streets, Mr. Ternus said the difference does not make that much of a safety problem, and in most cases these streets do not have high speeds.

Motion

Councilmember Goodman moved that the Council continue the public hearing on Interim Report on Low Density Standards on February 7, 1980 at 3:00 P.M. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmembers Goodman, Himmelblau

Noes: None

Absent: Mayor Pro Tem Mullen, Councilmember Snell

Not in Council Chamber when roll was called: Councilmember Cooke

PUBLIC HEARING - DEVELOPMENT CONTROLS WITHIN THE
BARTON CREEK WATERSHED

MR. NEAL GRAHAM, Chairman, Barton Creek Task Force, appeared before Council and stated: "Since the Council decided on January 3rd of this year to continue the development moratorium in the Barton Creek Watershed to March 6, the Task Force has continued to meet and deliberated a number of subjects including the final form of whatever City ordinances the Council deems to be appropriate. Basically the Task Force has divided the work up among its 6 members and hopefully will be providing Council no later than February 21 with the following items: First, recommendations on final form of whatever City ordinances Council deems appropriate. We also hope to try to provide some suggested forms of compensation or tax incentive measures which the Council might pursue either as a City or in cooperation with the three school districts which are in the Barton Creek Watershed. We feel like some type of compensation of tax incentive program is very important to the success of the ordinance because as has been mentioned a number of times, there is a question in some of the water quality zones that have been delineated in the Espey Huston study as being confiscatory in nature and possibly the City will want some type of compensation programs for the land owners that are effected to mitigate that particular circumstance. We also hope to provide Council with some information regarding housing trends in the Barton Creek area. The reason being there has been a deliberation with the Planning Commission and other conversations with City officials some concern that the introduction of the ordinances in their proposed form would somehow limit medium and low income individuals from buying homes in the area. We hope we will be able to make use of the recent Austin Housing study and other analysis to provide Council with background information regarding social impact of these ordinances." He went on to say they hoped to provide an overview of revenues and will provide Council with additional suggestions and ways in which they might protect the watershed.

JOE RIDDELL appeared before Council to state what he thinks are the short comings of the report. He talked of leaking sewer lines and Councilmember Himmelblau said the report stated it would be preferable to sewer rather than go with septic tanks. Mr. Riddell pointed out some errors in the report, and Councilmember Himmelblau said she was not aware until tonight that there were any errors in the report. She asked someone from Espey, Huston & Associates to report on the errors.

January 31, 1980

A spokesperson for Espey, Huston told Council there is errata in connection with the report and they will respond to Council in writing. Council-member Goodman asked if there was an error in information re the sewage line. He was told there was and it is being addressed.

JANET GILLIS, realtor, appeared before Council to state that high density housing makes for a dirty water supply and that Barton Creek should be preserved and kept clean.

Mayor McClellan reminded Council and the Chamber audience that the public hearing on development controls for land within the Barton Creek Watershed will continue on February 21, 1980 at 6:00 P.M.

ADJOURNMENT

Council adjourned its Meeting at 7:10 P.M.

APPROVED

Conde Keeton McClellan
Mayor

ATTEST:

Grace Monroe
City Clerk